

* Permit No. 5400

ABSTRACT MADE

CERTIFICATE NO. 5139

ENLARGEMENT

APPLICATION FOR A PERMIT

To appropriate the Public Waters of the State of Oregon

I, James A. Seyferth

(Name of Applicant)

of Kerby, County of Josephine, State of Oregon

do hereby make application for a permit to appropriate the following described public waters of the State of Oregon subject to existing rights:

If the applicant is a corporation, give date and place of incorporation

1. The source of the proposed appropriation is DEMOCRAT GULCH (Name of stream)

tributary of Althouse Creek Illinois River

2. The amount of water which the applicant intends to apply to beneficial use is 0.07 cubic feet per second.

3. The use to which the water is to be applied is Irrigation (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 2400 feet South & 400 feet West of the North 1/4 corner of Section 1, Township 40 S R 8 West of the W.M. in Josephine County, Oregon, at Democrat Gulch.

being within the SE 1/4 of the NW 1/4 of Sec. 1, Tp. 40 S, R. 8 W, W. M., in the county of Josephine, State of Oregon

5. The Ditch to be three-fifths miles in length, terminating in the NE 1/4 of NE 1/4 of Sec. 2, Tp. 40 S, R. 8 West, W. M., the proposed location being shown throughout on the accompanying map.

6. The name of the ditch, canal or other works is Spence-Mathewson Ditch (Enlargement)

DESCRIPTION OF WORKS

DIVERSION WORKS—

7. (a) Height of dam 2 1/2 feet, length on top 40 feet, length at bottom 35 feet; material to be used and character of construction

Rock, brush, Wasteway around dam (Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate Timber, size 2' X 3' (Timber, concrete, etc., number and size of openings)

* A different form of application is provided where storage works are contemplated. These forms can be secured without charge, together with instructions, by addressing the State Engineer, Salem, Oregon.

CANAL SYSTEM—

8. (a) Give dimensions at each point of canal where materially changed in size, stating miles from headgate. At headgate: Width on top (at water line) feet; width on bottom feet; depth of water feet; grade feet fall per one thousand feet.

(b) At miles from headgate. Width on top (at water line) feet; width on bottom feet; depth of water feet; grade feet fall per one thousand feet.

FILL IN THE FOLLOWING INFORMATION WHERE THE WATER IS USED FOR:

IRRIGATION—

9. The land to be irrigated has a total area of 5.28 acres, located in each smallest legal subdivision, as follows:

(Give area of land in each smallest legal subdivision which you intend to irrigate)

- 3 acres in SE 1/4 of SE 1/4 of Section 35,
1.31 acres in SW 1/2 SW 1/4 of Sec. 36, Twp. 39 S R 8 West of W.M. &
0.97 of an acre in NW 1/4 of NW 1/4 of Sec. 1, Twp. 40 S R 8 W. of W.M.
in Josephine County, Oregon.

(If more space required, attach separate sheet)

POWER, MINING, MANUFACTURING, OR TRANSPORTATION PURPOSES—

10. (a) Total amount of power to be developed theoretical horsepower.

(b) Total fall to be utilized feet. (Head)

(c) The nature of the works by means of which the power is to be developed

(d) Such works to be located in of Sec. (Legal subdivision)

Tp., R., W. M. (No. N. or S.) (No. E. or W.)

(e) Is water to be returned to any stream? (Yes or No)

(f) If so, name stream and locate point of return

....., Sec., Tp., R., W. M. (No. N. or S.) (No. E. or W.)

(g) The use to which power is to be applied is

(h) The nature of the mines to be served

MUNICIPAL SUPPLY—

11. To supply the city of _____

(Name of) County, having a present population of _____,
and an estimated population of _____ in 19_____.

(Answer questions 12, 13, 14 and 15 in all cases)

12. Estimated cost of proposed works, \$ 100.⁰⁰

13. Construction work will begin on or before May 1, 1923

14. Construction work will be completed on or before May 1, 1924

15. The water will be completely applied to the proposed use on or before
October 1, 1925

Duplicate maps of the proposed ditch or other works, prepared in accordance with the rules of
the State Water Board, accompany this application.

James A. Seyferth
(Name of applicant)
Kerby, Oregon

Signed in the presence of us as witnesses:

(1) James Martin Grants Pass, Oregon
(Name) (Address of Witness)
(2) Ethelyn Martin Grants Pass, Oregon
(Name) (Address of Witness)

Remarks: _____

STATE OF OREGON, }
County of Marion, } ss.

This is to certify that I have examined the foregoing application, together with the accompanying
maps and data, and return the same for correction or completion, as follows:

In order to retain its priority, this application must be returned to the State Engineer, with
corrections, on or before _____

WITNESS my hand this _____ day of _____

State Engineer.

Application No. 8317

Permit No. 5400

PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

District No.

This instrument was first received in the office of the State Engineer at

Salem, Oregon, on the 30 day of March, 1922, at 8:30 o'clock A.M.

Returned to applicant for correction

Corrected application received

Approved:

April 17, 1922

Recorded in Book No. 19 of Permits, on Page 5400

Percy A Cupper

State Engineer.

1 map RS

STATE OF OREGON,

\$3.80

County of Marion,

ss.

This is to certify that I have examined the foregoing application and do hereby grant the same, subject to the following limitations and conditions: If for irrigation, this appropriation shall be limited to one-eightieth of one cubic foot per second, or its equivalent, for each acre irrigated, and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

The right herein granted is limited to the appropriation of water from

Democrat Gulch for irrigation purposes.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 0.07 cubic feet per second, or its equivalent in case of

rotation. The priority date of this permit is March 30, 1922

Actual construction work shall begin on or before April 17, 1923 and shall thereafter be prosecuted with reasonable diligence and be completed on or before June 1, 1924

Complete application of the water to the proposed use shall be made on or before October 1, 1925

WITNESS my hand this 17th day of April, 1922

Percy A Cupper

State Engineer.

Permits for power development are subject to the limitation of franchise as provided in Section 5728, Oregon Laws, and the payment of annual fees as provided in Section 5803, Oregon Laws.