

*Permit No. 5917

APPLICATION FOR A PERMIT

CERTIFICATE NO. 6253

To Appropriate the Public Waters of the State of Oregon

I, Charles Brainard, more fully described as Charles L. Brainard,
 (Name of Applicant)
 of Marshfield, County of Coos,
 (Postoffice)
 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 heretofore an unnamed small stream, for con-
 (Name of stream)
venience now call Brainard Creek
 tributary of Isthmus Inlet, Coos Bay.

2. The amount of water which the applicant intends to apply to beneficial use is 2/10 th
cubic feet per second.

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

4. The point of diversion is located at a point from which the quarter section corner between
 (Give distance and bearing to section corner)
Sections One and Two of Township 26 South of Range 18 West of Willamette Meridian,
Oregon, bears North 57° 43' East, 5.16 chains.

being within the NE¹/₄ of SW¹/₄ of Sec. 2, Tp. 26 S
 (Give smallest legal subdivision) (No. N. or S.)
R. 13 W, W. M., in the county of Coos, Oregon.

5. The and points where used about 700 feet to be miles
 (Main ditch, canal or pipe line)
pipe line from dam to tanks about 300 feet, and tanks to residence
 in length, terminating in the NW¹/₄ of SW¹/₄ of Sec. 1, Tp. 26 S
 (Smallest legal subdivision) (No. N. or S.)

R. 13 W, W. M., the proposed location being shown throughout on the accompanying map.
 (No. E. or W.)

6. The name of the ditch, canal or other works is Brainard Water System.

DESCRIPTION OF WORKS

DIVERSION WORKS—

7. (a) Height of dam Five Twenty
feet, length on top feet, length at bottom
Five feet; material to be used and character of construction
 (Loose rock, concrete,
Earth fill.
 masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate One inch pipe, one opening for pipe connection.
 (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 Five acres, located in each smallest legal subdivision, as follows:

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

About 1 1/2 acres in NW of SW of said Section One and

about 3 1/2 acres in NE 1/4 of SE 1/4 of said Section Two T 26 S R 13 W,

particularly that part of the latter quarter quarter

known as Lot One of Lobree Park, Coos County, Oregon, as

per plat on file in the office of the county clerk of

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

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

- 12. Estimated cost of proposed works, \$ 300.00
- 13. Construction work will begin on or before June 1, 1924, or earlier if required.
- 14. Construction work will be completed on or before June 1, 1929.
- 15. The water will be completely applied to the proposed use on or before
June 1, 1929.

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

Chas. L. Brainard.

(Name of applicant)

Signed in the presence of us as witnesses:

- | | | |
|-----|--------------------|--------------------------------|
| (1) | Robert W. Swanton. | Marshfield, Oregon. |
| | (Name) | (Address of Witness) |
| (2) | Fred Hull | 611 W. Market St., Marshfield. |
| | (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. 9014

Permit No. 5917

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 10 day

of June, 1923,

at 8:30'clock A.M.

Returned to applicant for correction

Corrected application received

Approved:

June 18, 1923.

Recorded in Book No. 20 of Permits, on Page 5917

Percy A. Cupper

State Engineer.

1 map 23

\$8.75

STATE OF OREGON,) ss. County of Marion,

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 Brainard Creek for irrigation and domestic purposes.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 0.16 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is June 10, 1923.

Actual construction work shall begin on or before June 18, 1924 and shall thereafter be prosecuted with reasonable diligence and be completed on or before June 1, 1925

Complete application of the water to the proposed use shall be made on or before October 1, 1926

WITNESS my hand this 18th day of June, 1923.

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.