

* Permit No. 5971

Superseded by: 43757 67932
Cert. No. 40324

APPLICATION FOR A PERMIT

To Appropriate the Public Waters of the State of Oregon

I, Mr. E. L. Childers,
(Name of Applicant)
of Trail
(Postoffice), County of Jackson,
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
No.

1. The source of the proposed appropriation is Clarks Creek
(Name of stream)

Tributary Big Butte,
tributary of Rogue River

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

3. The use to which the water is to be applied is Irrigation and a supplemental
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)
supply for irrigation of lands already having a partial water right.

4. The point of diversion is located NE 1/4 of Section 8 Tp. 34 S R 2 E.W.M., approxi-
(Give distance and bearing to section corner)
mately in center of the NE 1/4

being within the SE 1/4 NE 1/4 of Sec. 8, Tp. 34 S
(Give smallest legal subdivision) (No. N. or S.)
R. 2 E, W. M., in the county of Jackson
(No. E. or W.)

5. The ditch and natural channels to be 5 miles miles
(Main ditch, canal or pipe line)
in length, terminating in the SE 1/4 NW 1/4 of Sec. 25, Tp. 33 S
(Smallest legal subdivision) (No. N. or S.)
R. 1 E, 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
Childers' Ditch

DESCRIPTION OF WORKS

DIVERSION WORKS—

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

(b) Description of headgate Box head gate 2 feet wide, 6 feet long, 2 ft. deep.
(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) 4 feet; width on bottom 3 feet; depth of water 1.5 feet; grade 1.0 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 230 acres, located in each smallest legal subdivision, as follows: Supplemental to (Give area of land in each smallest legal subdivision which you intend to irrigate)

- 20 acres SE 1/4 NW 1/4
40 acres NE 1/4 SW 1/4
20 acres NW 1/4 SW 1/4

New Irrigation to

- 15 acres SE 1/4 NW 1/4
35 acres SW 1/4 NE 1/4
35 acres NW 1/4 SE 1/4
20 acres NW 1/4 SW 1/4
20 acres SE 1/4 SW 1/4
25 acres SW 1/4 SE 1/4 All in Section 25 Tp. 33 S R 1 E.W.M.

(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 ...

Application No. 9071

Permit No. 5971

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 18 day

of July, 1923,

at 1:30 o'clock P.M.

Returned to applicant for correction

Corrected application received

Approved:

August 14, 1923.

Recorded in Book No. 21 of Permits, on Page 5971

Percy A. Cupper, State Engineer.

1 map ER

STATE OF OREGON,) ss. County of Marion,

\$25.50

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 Clarks Creek for irrigation and a supplemental supply for the irrigation of lands already having a partial water right.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 2.88 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is July 18, 1923.

Actual construction work shall begin on or before August 14, 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, 1927. EXTENDED TO 10/1/29 Extended to Oct. 1, 1931

WITNESS my hand this 14th day of August, 1923. Extended to Oct. 1, 1932 Extended to Oct. 1, 1933

Rhea Luber, 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.