

\* Permit No. 6119

ABSTRACT MADE

APPLICATION FOR A PERMIT

CERTIFICATE NO. 13972

# To appropriate the Public Waters of the State of Oregon

Chauncey Florey, agent for Nelson M. Nye, Elsie Phipps, C. W.; C. D.;  
 I, ~~and Clem Clarke, of Prospect~~ (Name of Applicant) and E H Hurd of Medford  
 of \_\_\_\_\_, County of Jackson  
 (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 North Fk. of Rogue River "No. 1 Intake"  
 Flume No. 2 intake and waste waters from C.O.P.Co. (Name of stream)  
 tributary of Rogue River

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

3. The use to which the water is to be applied is Irrigation and Stock and supplement-  
 al supply for lands having a partial water right. (Irrigation, power, mining, manufacturing,  
 domestic supplies, etc.)

4. The point of diversion is located No. 1 N. 21 W 1010 ft. to  $\frac{1}{4}$  cor. bet. Sec. 29  
 and 30 Tp. 32 S R 3 E.W.M. (Give distance and bearing to section corner)  
 No. 2 N 13.30 W 930 to cor. common to Sec. 36, 31, 1  
 and 6 Tp. 32 33S.R. 2 and 3 E.W.M.

being within the  $NW\frac{1}{4}$  of  $SW\frac{1}{4}$  of Sec. 29, Tp. 32 S  
 $3 E$  (Give smallest legal subdivision) of Sec. 6, Tp. 33 S  
 R. 3 E, W. M., in the county of Jackson (No. N. or S.)  
 (No. E. or W.) main ditch to be Seven miles

5. The \_\_\_\_\_ (Main ditch, canal or pipe line) to be \_\_\_\_\_ miles  
 in length, terminating in the  $NW\frac{1}{4}$  of  $SE\frac{1}{4}$  of Sec. 9, Tp. 33 S  
 (Smallest legal subdivision) (No. N. or S.)  
 R. 2 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  
 NYE Ditch

## DESCRIPTION OF WORKS

### DIVERSION WORKS—

7. (a) Height of dam 2 feet, length on top 46 feet, length at bottom  
 47 feet; material to be used and character of construction \_\_\_\_\_  
 (Loose rock, concrete,  
 Concrete on bed rock for No. 1 intake.  
 masonry, rock and brush, timber crib, etc., wasteway over or around dam)  
 No intake for No. 2

(b) Description of headgate \_\_\_\_\_  
 Concrete. (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) Four feet; width on bottom Three feet; depth of water One feet; grade One 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 400 Four Hundred acres, located in each smallest legal subdivision, as follows:

Table with columns: Name, Area, Description of land to be irrigated. Includes entries for Nelson Nye, C. W. Clarke, Clem Clarke, C. D. Clarke, E.H. Hurd, Elsie Phipos, and Elsie Nye.

POWER, MINING, MANUFACTURING, OR TRANSPORTATION PURPOSES—

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

(b) Total fall to be utilized feet.

(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.

Tp., R., W. M.

(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.

(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, \$ 6,000.00
- 13. Construction work will begin on or before Sept. 1st, 1920
- 14. Construction work will be completed on or before June 1st, 1920
- 15. The water will be completely applied to the proposed use on or before June 1st, 1924.

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

Chauncey Florey, Agent for  
(Name of applicant)  
Nelson M. Nye,  
Elsie Phipps,  
C. W. Clark,

Signed in the presence of us as witnesses:

- (1) Ruberta Pearce, Medford, Oregon  
(Name) (Address of Witness)
- (2) Helen Clark, Medford, Oregon.  
(Name) (Address of Witness)

Remarks: It is the intention of this application to appropriate the waters of North Fork of Rogue River at a point below the California Oregon Power Company intake as marked on accompanying plat at Intake No. 1 and ditch to be constructed at such time as Right of Way can be obtained. Intake No. 2 covers present point of Diversion of Waste waters as they are returned to Rogue River from the California Oregon Power Company Flume, and land enumerated above are now being irrigated from this source.

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:

For completion, fees and maps.

In order to retain its priority, this application must be returned to the State Engineer, with corrections, on or before September 15th 1923.

WITNESS my hand this 15th day of August, 1923.

Rhea Luper

RJS:H State Engineer.

Application No. 7371

Permit No. 6119

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 25 day

of June, 1920,

at 3:30 o'clock A.M.

Returned to applicant for correction August 15, 1923.

Corrected application received October 22, 1923

Approved: January 12, 1924.

Recorded in Book No. 21 of Permits, on Page 6119

Rhea Luper

State Engineer.

1 map ER

\$33.00

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 North Fork of Rogue River and waste water from C.O.P.Co. flume for irrigation, supplemental supply for lands already having a partial water right, and for stock water.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 4.0 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is October 22, 1923.

Actual construction work shall begin on or before January 12, 1925. and shall thereafter be prosecuted with reasonable diligence and be completed on or before

June 1, 1926. Extended to Oct. 1, 1933 Extended to Oct. 1, 1937 Extended to Oct. 1, 1939 Extended to Oct. 1, 1940

Complete application of the water to the proposed use shall be made on or before October 1, 1928 Extended to Oct. 1, 1932 Extended to Oct. 1, 1931 Extended to Oct. 1, 1934 Extended to Oct. 1, 1935 Extended to Oct. 1, 1936 Extended to Oct. 1, 1937

WITNESS my hand this 12th day of January, 1924. Rhea Luper 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.