

*Permit No. 7 2 9 6

CERTIFICATE NO. 11187

APPLICATION FOR A PERMIT

To Appropriate the Public Waters of the State of Oregon

I, John J. Rathkey (Name of applicant) Lookingglass (Postoffice), County of Douglas, 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 Ten Mile Creek (Name of stream), tributary of South Umpqua River

2. The amount of water which the applicant intends to apply to beneficial use is 0.2 for irrigation, and 5.0 sec. ft. for power cubic feet per second.

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

4. The point of diversion is located N 0° 33' W. 1488.0 feet from the Southeast corner of D.L.C. No. 54 in T 28 S. R. 7 W.W.M. (Give distance and bearing to section corner)

being within the SW 1/4 of SE 1/4 of Sec. 29, Tp. 28 S, R. 7 W, Douglas, W. M., in the county of Douglas (Give smallest legal subdivision) (No. N. or S.) (No. E. or W.)

5. The ditch and flume (Main ditch, canal or pipe line) to be 1/4 miles in length, terminating in the SE 1/4 of SE 1/4 of Sec. 29, Tp. 28 S, R. 7 W, W. M., the proposed location being shown throughout on the accompanying map. (Smallest legal subdivision) (No. N. or S.) (No. E. or W.)

6. The name of the ditch, canal or other works is Rathkey Irrigation System

DESCRIPTION OF WORKS

DIVERSION WORKS—

7. (a) Height of dam 5 feet, length on top 40 feet, length at bottom 25 feet; material to be used and character of construction Timber crib to be replaced later by concrete. (Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate Timber to be replaced by concrete in future. (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) 2 feet; width on bottom 2 feet; depth of water 1.5 feet; grade 3 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 15 acres, located in each smallest legal subdivision, as follows:

15 acres in SE 1/4 of SE 1/4 of Sec. 29 in T. 28 S. R. 7 W. W. M.

(If more space required, attach separate sheet)

POWER, MINING, MANUFACTURING, OR TRANSPORTATION PURPOSES—

10. (a) Total amount of power to be developed 5 theoretical horsepower.

(b) Total fall to be utilized 8.8 feet. (Head)

(c) The nature of the works by means of which the power is to be developed Dam, flume and overshot wheel

(d) Such works to be located in SE 1/4 of SE 1/4 of Sec. 29 (Legal subdivision)

Tp. 28 S, R. 7 W, W. M. (No. N. or S.) (No. E. or W.)

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

(f) If so, name stream and locate point of return Ten Mile Creek, Sec. 29, Tp. 28 S, R. 7 W, W. M. (No. N. or S.) (No. E. or W.)

(g) The use to which power is to be applied is Farm Use.

(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 192_____

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

- 12. Estimated cost of proposed works, \$ 2,000.00
- 13. Construction work will begin on or before April 1, 1927
- 14. Construction work will be completed on or before April 1, 1929
- 15. The water will be completely applied to the proposed use on or before _____
April 1, 1929

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

John J. Rathkey

(Name of applicant)

Signed in the presence of us as witnesses:

- (1) H. L. Eppstein Roseburg, Oregon
(Name) (Address of witness)
- (2) M. E. Bowker _____
(Name) (Address of witness)

Remarks: This application is to correct and supersede the
preliminary application filed during March and given Number
10661 by your office.

The flume will follow the meanders of Ten Mile Creek
from the point of diversion downstream. This ditch is not
shown on the accompanying map.

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 _____, 192_____

WITNESS my hand this _____ day of _____, 192_____

STATE ENGINEER.

Application No. 10661

Permit No. 7296

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 22 day of March 1926, at 8:30 o'clock A.M.

Returned to applicant for correction:

Corrected application received:

Approved:

May 10th, 1926.

Recorded in Book No. 25 of Permits, on page 7296

RHEA LUPER

STATE ENGINEER.

1 map ACFP \$6.50

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 Ten Mile Creek for irrigation purposes and development of 5 theoretical horsepower.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 5.19 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is March 22, 1926.

Actual construction work shall begin on or before May 10, 1927 and shall thereafter be prosecuted with reasonable diligence and be completed on or before

June 1, 1928

EXTENDED TO 6/1/29 10/1/30

Extended to Oct. 1, 1931

Extended to Oct. 1, 1932

Extended to Oct. 1, 1933

Extended to Oct. 1, 1934

Complete application of the water to the proposed use shall be made on or before

October 1, 1929

10/1/30

Extended to Oct. 1, 1931

Extended to Oct. 1, 1932

Extended to Oct. 1, 1933

Extended to Oct. 1, 1934

WITNESS my hand this 10th day of May, 1926

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.