

* Permit No. 8359

APPLICATION FOR A PERMIT

CERTIFICATE NO. 9838

To Appropriate the Public Waters of the State of Oregon

I, Milo Conley (Name of applicant) of Lake Creek (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

1. The source of the proposed appropriation is Springs No. 1, 2, 3, 4, and 5 (Name of stream) and waters of Walch Creek, tributary of Little Butte Creek

2. The amount of water which the applicant intends to apply to beneficial use is 0.5 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 division is located Use water direct from springs (Give distance and bearing to section corner) Small diversion on Walch Creek which goes dry in summer

Spring No. 1, SW 1/4 SE 1/4, No. 2, SE 1/4 SE 1/4, Section 27, No. 3 SE 1/4 NW 1/4 No. 4 SW 1/4 SE 1/4, Sec. 35, all in Township 36 S., R. 3 E., W.M. being within the Spring No. 5 SW 1/4 SW 1/4 of Sec. 2, Tp. 37 S, R. 3 E., W. M., in the county of Jackson

5. The Small Ditch (Main ditch, canal or pipe line) to be 1/2 miles in length, terminating in the SW 1/4 SW 1/4 of Sec. 35, Tp. 36 S, R. 3 E., W. M., the proposed location being shown throughout on the accompanying map.

6. The name of the ditch, canal or other works is Milo Conley Ditch and springs

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 heddgate (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) 1.0 feet; width on bottom 0.5 feet; depth of water 0.5 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 30.0 acres, located in each smallest legal subdivision, as follows: (Give area of land in each smallest legal subdivision which you intend to irrigate)

- 15 ac. SW 1/4 SW 1/4
10 ac. SE 1/2 SW 1/4, Sec. 35, Twp. 36, S., R. 3 E., W.M.
5 ac. SE 1/2 NW 1/4, Sec. 2, Twp. 37 S., R. 3 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. _____, 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 192.....

(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 1st, 1928.....
- 14. Construction work will be completed on or before Oct. 1, 1928.....
- 15. The water will be completely applied to the proposed use on or before

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

Milo Conley
(Name of applicant)

By Sarah J. Hessler

Signed in the presence of us as witnesses:

(1) Fred N. Cummings, Medford, Oregon
(Name) (Address of witness)

(2)
(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, 192.....

WITNESS my hand this day of, 192.....

STATE ENGINEER.

Application No. 11898

Permit No. 8359

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 11th day of January,

1928, at 8:00 o'clock A.M.

Returned to applicant for correction:

Corrected application received:

Approved:

April 2nd, 1928

Recorded in Book No. 28 of Permits, on page 8359

RHEA LUPER

STATE ENGINEER.

1 map ACFP

\$9.50

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 Springs Nos. 1, 2, 3, 4 and 5, and waters of Walch Creek 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 0.38 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is January 11, 1928

Actual construction work shall begin on or before April 2, 1929 and shall thereafter be prosecuted with reasonable diligence and be completed on or before June 1, 1930

Extended to Oct. 1, 1931

Complete application of the water to the proposed use shall be made on or before Oct. 1, 1931

WITNESS my hand this 2nd day of April, 1928.

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.