

# To appropriate the Public Waters of the State of Oregon

I, D. I. Simmons (Name of applicant)  
of Gold Beach (Postoffice), County of Curry,  
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 "Tommy East" Creek  
(Name of stream), tributary of Rogue River

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

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

4. The point of division is located about 4 chains north and about 4 chains east of the  
(Give distance and bearing to section corner)  
SW corner of the NE 1/4 SW 1/4 of Sec. 20, T. 35 S., R. 12 W., W.M. and about 10 feet  
below where the County trail from Gold Beach to Agness, crosses said creek.

being within the NE 1/4 SW 1/4 of Sec. 20, Tp. 35 S.,  
(Give smallest legal subdivision) (No. N. or S.)  
R. 12 W., W. M., in the county of Curry  
(No. E. or W.)

5. The Pipe line to be 880 feet  
(Main ditch, canal or pipe line)  
miles in length, terminating in the Lot 4 of Sec. 20, Tp. 35 S.,  
(Smallest legal subdivision) (No. N. or S.)  
R. 12 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 The Simmons Pipe Line

## DESCRIPTION OF WORKS

### DIVERSION WORKS—

7. (a) Height of dam 2 feet, length on top 6 feet, length at bottom  
8 feet; material to be used and character of construction Logs and loose rock with  
(Loose rock, concrete, masonry,  
built in box for intake  
rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of heddgate Board Box, with 2 inch pipe intake for 80 feet to  
(Timber, concrete, etc., number and size of openings)  
wooden storage tank on applicant's premises, from which it will be carried  
by 3/4 inch pipe to residence a distance of 800 feet.

\* 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 1 ..... acres, located in each smallest legal subdivision, as follows: Lot 4, Sec. 29, Tp. 35 S., R. 12, W., W.M. (Give area of land in each smallest legal subdivision which you intend to irrigate)

Sec 20

See App Map

(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 192.....

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

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

D. I. Simmons  
(Name of applicant)

Signed in the presence of us as witnesses:

- (1) J. C. Johnson ..... Gold Beach, Oregon .....  
(Name) ..... (Address of witness)
- (2) M. M. Johnson ..... Gold Beach, Oregon .....  
(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. 12083

Permit No. 8505

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 15th day of May,

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

Returned to applicant for correction:

Corrected application received:

Approved:

June 12, 1928

Recorded in Book No. 28 of Permits, on page 8508.

RHEA LUPER STATE ENGINEER.

1 map ACP

\$10.00

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 "Tommy East" Creek for domestic purposes including irrigation of garden and lawn.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 0.1 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is May 15, 1928

Actual construction work shall begin on or before June 12, 1929 and shall thereafter be prosecuted with reasonable diligence and be completed on or before June 1, 1930

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

WITNESS my hand this 12th day of June, 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.

This form approved by the State Water Board, March 11, 1909.