

* Permit No. 8530

CERTIFICATE NO. 8655

APPLICATION FOR A PERMIT

To appropriate the Public Waters of the State of Oregon

I, J.E. Smithpeter (Name of applicant) of Rogue River (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 Murphys Gulch, tributary of Evans Creek, tributary of Rogue River

2. The amount of water which the applicant intends to apply to beneficial use is 0.25 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 N. 18° W. 1000 feet front 1/4 corner between Sec. 7 & 8 T. 35 S. R. 3-W W-M

being within the S E4 N E4 of Sec. 7, Tp. 35 S, R. 3 W., W. M., in the county of Jackson

5. The Ditch to be 1/4 miles in length, terminating in the S E4 N E4 of Sec. 7, Tp. 35 S., R. 3 W., W. M., the proposed location being shown throughout on the accompanying map.

6. The name of the ditch, canal or other works is Smithpeter 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 (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) 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 10 acres, located in each smallest legal subdivision, as follows: (Give area of land in each smallest legal subdivision which you intend to irrigate)

7 ac. in N E4 N E4

3 ac. in S E4 NE4 Sec. 7 T. 35 S. R. 3 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 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, \$ 50.00
- 13. Construction work will begin on or before Ditch all complete
- 14. Construction work will be completed on or before Do.
- 15. The water will be completely applied to the proposed use on or before
October 1st, 1928.

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

J.E. SMITHPETER
(Name of applicant)

Rogue River

Jackson Co., Oregon

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. 12140

Permit No. 8350

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 16th day of June

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

Returned to applicant for correction:

Corrected application received:

Approved:

June 28th, 1928.

Recorded in Book No. 28 of Permits, on page 8530

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 Murphys Gulch 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 0.13 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is June 16, 1928.

Actual construction work shall begin on or before June 28, 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 28th 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.