

*Permit No. 9013

APPLICATION FOR A PERMIT

CERTIFICATE NO. 11192

To appropriate the Public Waters of the State of Oregon

Superseded by
Cert. No. 14081

I, Empire Development Company
(Name of applicant)
of Empire, County of Coos
(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 Articles of
incorporation now on file with Corporation Commissioner at Salem for approval.

1. The source of the proposed appropriation is _____
(Name of stream)
_____, tributary of _____

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

3. The use to which the water is to be applied is Municipal, supply for boilers and
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)
manufacturing pulp and paper

North Branch of First Creek, tributary of Coos Bay.
Amount of water applied for 0.5 cubic feet per second, and water stored.
The use to which the water is to be applied is municipal supply. The point of diversion is located S. 35° 06' W. 747.1 feet from the $\frac{1}{4}$ corner between *
Sections 19 and 20, Twp 25 S., R. 13 W. W. M. being within the A. N. Foley Donation Land Claim in (NE $\frac{1}{4}$ SE $\frac{1}{4}$) Sec. 19, Twp 25 S., R. 13 W. W. M. in the County of Coos.

* Chg. points of Diversion -
See Spec. Co. Vol. 3,
p. 538

South Branch of First Creek, tributary of Coos Bay.
Amount of water applied for 0.75 cubic feet per second, and water stored.
The use to which the water is to be applied is municipal supply.
The point of diversion is located S. 32° 24' W. 1442.8 feet from the $\frac{1}{4}$ corner *
between Sections 19 and 20, Twp 25 S., R. 13 W., W. M., being within the P. B. Marple Donation Land Claim in Lot 3 of Section 19, Twp. 25 S., R. 13 W., W. M., in the County of Coos.

Second Creek, tributary of Coos Bay.
Amount of water applied for 0.6 cubic feet per second and water stored.
The use to which the water is to be applied is municipal supply.
The point of diversion is located S. 66° 35' W., 2061.6 feet from the northeast corner of Section 30, Twp. 25 S., R. 13 W., W. M., being within the E. J. Foley Donation Land Claim in NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 30, Twp. 25 S., R. 13 W. W. M., in the County of Coos.

Third Creek, tributary of Coos Bay.
Amount of water applied for 0.5 cubic feet per second and water stored.
The use to which the water is to be applied is municipal supply.
The point of diversion is located N 37°, 48'E. 2758.5 feet from the southwest corner of Section 30, Twp. 25 S., R. 13 W. W. M. being within the E. J. Foley Donation Land Claim in NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 30, Twp. 25 S., R. 13 W., W. M. in the County of Coos.

Fourth Creek, tributary of Coos Bay.
Amount of water applied for 0.75 cubic feet per second and water stored.
The use to which the water is to be applied is municipal supply.
The point of diversion is located S. 16° 31' W. 1071.6 feet from the northwest corner of Section 36, Twp. 25 S., R. 14 W. W. M. being within the Lot 1, Section 36, Twp 25 S., R. 14 W. W. M. in the County of Coos.

Tarheel Creek, tributary of Coos Bay.
Amount of water applied for 1.0 cubic feet per second and water stored.
The use to which the water is to be applied is municipal supply.
The point of diversion is located N. 72° 28' W. 1280.8 feet from the $\frac{1}{4}$ corner between Section 31, Twp. 25 S., R. 13 W., W. M. and Section 36, Twp. 25 S., R. 14 W. W. M. being in Lot 1, Section 36, Twp. 25 S. R. 14 W. W. M. in the County of Coos.

9013 (a)
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 acres, located in each smallest legal subdivision, as follows:

(Give area of land in each smallest legal subdivision which you intend to irrigate)

(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 Empire and adjacent community
Coos County, having a present population of 300
(Name of) and an estimated population of 50,000 in 19232.

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

- 12. Estimated cost of proposed works, \$ 5000.00
- 13. Construction work will begin on or before May 1, 1929
- 14. Construction work will be completed on or before Aug. 1, 1929
- 15. The water will be completely applied to the proposed use on or before Oct. 1, 1929

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

Empire Development Company
(Name of applicant)
By W.G. Robertson

Signed in the presence of us as witnesses:

- (1) R.S. Robertson, Marshfield, Oregon
(Name) (Address of witness)
- (2) C.F. Bessee, Marshfield, 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: _____

Correction and completion

" "

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before August 20, 1928.
June 16, 1929

WITNESS my hand this 20th day of February, 1928.
16th day of April, 1929

RIEHA LUPER
HB HB STATE ENGINEER

Application No. 11267.....

Permit No. 9013.....

PERMIT
TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE
OF OREGON

Division No. District No.

*This instrument was first received in the
office of the State Engineer at Salem, Ore-
gon, on the 10th day of January,
1927, at 8:00 o'clock A.M.*

Returned to applicant for correction:

Corrected application received:

Approved:

May 31, 1929

Recorded in book No. 30 of
Permit on page 9013

R. H. E. A. L. U. P. E. R.
STATE ENGINEER

1 map ACFP \$12.00

STATE OF OREGON)
) SS
COUNTY of Marion)

This is to certify that I have examined the foregoing appli-
cation and do hereby grant the same, subject to the following limitations and
conditions:

The right herein granted is limited to the appropriation of
0.5 cubic foot per second of water from the North Branch of First Creek, 0.75 cubic
foot per second of water from the South Branch of First Creek, 0.6 cubic foot
per second of water from Second Creek, 0.5 cubic foot per second of water from
Third Creek, 0.75 cubic foot per second of water from Fourth Creek and 1.0 cubic
foot per second of water from Tarheel Creek, all being tributaries of Coos Bay,
and the water to be stored in reservoirs constructed under Application No. R-12581,
Permit No. R-614; App. No. R. 12582, Per. No. R-615; App. No. R 12583, Per. No.
R-616; App. No. R12584, Per. No. R-617; App. No. R-12585, Per. No. R-618; and
App. No. R-12586, Per. No. R-619.

The use to which the water is to be applied is municipal purposes
for the town of Empire and vicinity, a supply for boilers and manufacturing pulp
and paper.

The total amount of water appropriated shall be limited to the
amount which can be actually applied to beneficial use and shall not exceed 4.1
cubic feet per second.