

***APPLICATION FOR A PERMIT**

To Appropriate the Public Waters of the State of Oregon

I, J. B. Ackley & W. S. Old (by J. B. Ackley)
(Name of applicant)
of Kerby, (Postoffice), County of Josephine,
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 Josephine Creek and Tennessee Gl
(Name of stream)
, a tributary of Illinois River

2. The amount of water which the applicant intends to apply to beneficial use is 2.0
cubic feet per second. 1.0 c.f.s. from Josephine Creek and 1.0 c.f.c. from Tennessee Gl.
(If water is to be used from more than one source, give quantity from each)

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

4. The point of diversion is located _____ ft. _____ and _____ ft. _____ from the
(N. or S.) (E. or W.)
corner of _____
(Section or subdivision)
from Josephine Creek being within the SE 1/4 NW 1/4, Sec. 13, T. 39 S., R. 9 W., W.M.
(If preferable, give distance and bearing to Sec. Cor.)
from Tennessee Gulch
(If there are more than one points of diversion, each must be described. Use separate sheet if necessary)

being within the NW 1/4 SW 1/4 of Sec. 12, Tp. 39 S,
(Give smallest legal subdivision) (No. N. or S.)
R. 9 W, W. M., in the county of Josephine
(No. E. or W.)

5. The Main ditch to be 3 miles
(Main ditch, canal or pipe line) (No. miles or feet)
in length, terminating in the SW 1/4 SW 1/4 of Sec. 36, Tp. 38 S,
(Smallest legal subdivision) (No. N. or S.)
R. 9 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 Stith ditch

DESCRIPTION OF WORKS

DIVERSION WORKS—

7. (a) Height of dam 5 feet, length on top 20 feet, length at bottom
15 feet; material to be used and character of construction _____
(Loose rock, concrete, masonry,
Timber crib. Wasteway over dam.
rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate Timber. One opening 2'x3'
(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 OR PIPE LINE

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)4..... feet; width on bottom3..... feet; depth of water1.0..... feet; grade2..... 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.

(c) Length of pipe, ft.; size at intake, in.; size at ft. from intake in.; size at place of use in.; difference in elevation between intake and place of use, ft. Is grade uniform? Estimated capacity, sec. ft.

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:

Township	Range	Section	Forty-acre Tract	Number Acres to be Irrigated
.....
.....
.....
.....
.....
.....
.....
.....
.....
.....

(If more space required, attach separate sheet)

(a) Character of soil

(b) Kind of crops raised

POWER OR MINING PURPOSES—

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

(b) Quantity of water to be used for power sec. ft.

(c) Total fall to be utilized feet.
(Head)

(d) The nature of the works by means of which the power is to be developed

(e) Such works to be located in of Sec.
(Legal subdivision)

Tp., R., W. M.

(No. N. or S.) (No. E. or W.)
(f) Is water to be returned to any stream?
(Yes or No)

(g) If so, name stream and locate point of return

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

(h) The use to which power is to be applied is

(i) 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, \$ 3,000
- 13. Construction work will begin on or before Aug. 22, 1930
- 14. Construction work will be completed on or before Aug. 22, 1931
- 15. The water will be completely applied to the proposed use on or before Aug. 22, 1931

J. B. Ackley, Kerby

(Name of applicant)

W. S. Old

614 F. Street, Grants Pass

Signed in the presence of us as witnesses:

- (1) F. Danley Barnes, 1059 North 10th St., Grants Pass, Ore.
(Name) (Address of witness)
- (2) W. T. Miller, 922 North 10th St., Grants Pass, Ore.
(Name) (Address of witness)

Remarks:

This is practically the same as App. 11752. Applicant is gone

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 _____

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. 12945

Permit No. 9219

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 26th day of August

1929, at 8:00 o'clock A.M.

Returned to applicant:

Corrected application received:

Approved:

September 26, 1929

Recorded in book No. 30 of

Permits on page 9219

R H E A L U P E R

15 p. 377 f. STATE ENGINEER \$11.00

STATE OF OREGON, } ss. County of Marion,

PERMIT

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

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 2.0 cubic feet per second, or its equivalent in case of rotation with other water users, from Josephine Creek and Tennessee Gulch (1.0 Sec. Ft. from each)

The use to which this water is to be applied is Mining

If for irrigation, this appropriation shall be limited to 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 priority date of this permit is August 26, 1929

Actual construction work shall begin on or before September 26, 1930 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1931

Complete application of the water to the proposed use shall be made on or before October 1, 1932

WITNESS my hand this 26th day of September, 1929

R H E A L U P E R 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.