

# To Appropriate the Public Waters of the State of Oregon

I, R. L. Darling  
(Name of applicant)  
of Fort Klamath  
(Postoffice), County of Klamath,  
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 Anna Creek  
(Name of stream), tributary of Wood River

2. The amount of water which the applicant intends to apply to beneficial use is 3.5  
cubic feet per second, or more if necessary to properly irrigate.

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

4. The point of diversion is located 1770 ft. west of the Section corner common  
(Give distance and bearing to section corner)  
to Sections 5 and 6. T. 33 S., R. 7 $\frac{1}{2}$  E., W.M. and Sections 31 and 32 of T. 32 S.,  
R. 7 $\frac{1}{2}$  E., W.M.

being within the SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Sec. 31, Tp. 32 S,  
(Give smallest legal subdivision) (No. N. or S.)  
R. 7 $\frac{1}{2}$ , W. M., in the county of Klamath  
(No. E. or W.)

5. The ditches to be  $\frac{1}{4}$  miles  
(Main ditch, canal or pipe line)  $\frac{1}{4}$  miles  
miles in length, terminating in the SW $\frac{1}{4}$ SW $\frac{1}{4}$  of Sec. 32, Tp. 32 S,  
(Smallest legal subdivision) (No. N. or S.)

R. 7 $\frac{1}{2}$  E, 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 R. L. Darling ditches

## DESCRIPTION OF WORKS

### DIVERSION WORKS—

7. (a) Height of dam No 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 headgates north ditch 18 inches wide and  
(Timber, concrete, etc., number and size of openings)  
24 inches deep, south headgate 30 inches wide and 24 inch deep.

\* 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) 2 feet; width on bottom 1.5 feet; depth of water 1.5 feet; grade ? feet fall per one thousand feet.

(b) At same 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 280 acres, located in each smallest legal subdivision, as follows:

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

40 acres SE 1/4 SE 1/4, Sec. 31

40 " SW 1/4 SW 1/4, Sec. 32

Twp. 32 S., R. 7 1/2 E., W.M.

40 acres in the NE 1/4 NE 1/4

40 " " " SE 1/4 NE 1/4

40 " " " NE 1/4 SE 1/4

Sec. 6

40 " " " NW 1/4 NW 1/4

40 " " " SW 1/4 NW 1/4, Sec. 5, Twp. 33 S., R. 7 1/2 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. (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, \$ 200 .....
- 13. Construction work will begin on or before .....
- 14. Construction work will be completed on or before Is finished now. .....
- 15. The water will be completely applied to the proposed use on or before July 1, 1927 .....

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

R. L. Darling  
(Name of applicant)

Signed in the presence of us as witnesses:

- (1) Robert J. Simpson ..... Salem, Oregon. .....
- (Name) (Address of witness)
- (2) .....  
(Name) (Address of witness)

Remarks: Land is of a pumice nature requiring considerable water.

Applicant herein reserves to himself any water rights which may have become appurtenant to the land covered by this application by reason of having been continuously irrigated for more than 40 years last past with the waters of Anna Creek. This application is made solely for the purpose of securing a right to the use of Anna Creek water at this time in case applicant is unable to maintain the old water right, and it is not the intention of the applicant to waive any rights which he may have to water from Anna Creek under an early priority.

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. 12575

Permit No. 9417

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, Oregon, on the 23rd day of Feb.

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

Returned to applicant for correction:

Corrected application received:

Approved:

February 10, 1930

Recorded in book No. 31 of Permit on page 9417

RHEALUPER STATE ENGINEER \$29.00

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 water from Anna Creek for irrigation purposes. This right is specifically limited to a period of use extending from May 11th to October 1st of each year unless permission is given by the Oregon State Game Commission or the State Engineer to divert water for irrigation earlier than May 11th, and such permission shall not be given by the State Engineer in any case unless it is found by him that the diversion before May 11th will not deprive the Oregon State Game Commission of sufficient water for the proper maintenance and operation of its present egg-taking station on Seven Mile Creek.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 3.5 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is February 23, 1929

Actual construction work shall begin on or before February 10, 1931 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1932

Complete application of the water to the proposed use shall be made on or before October 1, 1933

WITNESS my hand this 10th day of February, 1929

RHEALUPER 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.