

CERTIFICATE NO. 9023

***APPLICATION FOR A PERMIT**

To Appropriate the Public Waters of the State of Oregon

I, L. H. Wertz (Name of applicant)
of Climax (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 Antelope Creek and a Spring (Name of stream), a tributary of Antelope Creek
2. The amount of water which the applicant intends to apply to beneficial use is 3 in. from spring 2 in. from creek cubic feet per second. about five miner's inches (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 domestic and irrigation (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

From Spring
4. The point of diversion is located 286 ft. S. and 35 ft. W. from the NE corner of NE 1/4 of NW 1/4, Sec. 6, T. 38 R. 2 E.; Also 150 ft. South and 95 ft. West of said corner within the bed of Antelope Creek (Section or subdivision) (If preferable, give distance and bearing to Sec. Cor.)

(If there are more than one points of diversion, each must be described. Use separate sheet if necessary)

being within the NE 1/4 of NW 1/4 of Sec. 6, Tp. 38, R. 2 E., W. M., in the county of Jackson (Give smallest legal subdivision) (No. N. or S.) (No. E. or W.)

5. The main ditch to be 1200 feet in length, terminating in the NE 1/4 of NW 1/4 of Sec. 6, Tp. 38, R. 2 E., W. M., the proposed location being shown throughout on the accompanying map. (Main ditch, canal or pipe line) (No. miles or feet) (Smallest legal subdivision) (No. N. or S.) (No. E. or W.)

6. The name of the ditch, canal or other works is Hanson ditch - dug in 1899 and in constant use since.

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)
The water runs directly from spring into ditch. I expect to use pipe soon.

(b) Description of headgate None necessary. (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) 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.

(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 **five** acres, located in each smallest legal subdivision, as follows:

Township	Range	Section	Forty-acre Tract	Number Acres to be Irrigated
38	2 E.	6	NE $\frac{1}{4}$ of NW $\frac{1}{4}$	3
37	2 E.	31	SE $\frac{1}{4}$ of SW $\frac{1}{4}$	2
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(If more space required, attach separate sheet)

(a) Character of soil **Sticky soil**

(b) Kind of crops raised **Garden, fruit, hay**

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, \$.....
- 13. Construction work will begin on or before
- 14. Construction work will be completed on or before
- 15. The water will be completely applied to the proposed use on or before

.....
L. H. Wertz
(Name of applicant)

Signed in the presence of us as witnesses:

- (1) Jennie H. White Central Point, Ore.
(Name) (Address of witness)
- (2) Philip Wertz Climax, Oregon
(Name) (Address of witness)

Remarks: The aforesaid ditch was dug by Mr. N. P. Hanson in 1899 in order to supply his house, which is about 500 feet from the spring and extended a further distance of 700 feet for the benefit of stock and irrigation purposes. Watermaster Cummings advised me to get this recorded. A portion of the H₂O taken from creek is seepage from the aforesaid spring.

STATE OF OREGON, }
 } ss.
County of Marion, }

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for

..... Amendment, Additional data and balance of fees

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before October 6, 1930....., 192.....

WITNESS my hand this 6th day of September, 1930, 192.....

RHEA LUPER

LB STATE ENGINEER

Application No. 13693

Permit No. 9869

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 Aug.

192/30, at 8:00 o'clock A.M.

Returned to applicant:

Sept. 6, 1930.

Corrected application received:

Sept. 29, 1930.

Approved:

Nov. 10, 1930.

Recorded in book No. 33 of

Permits on page 9869

CHAS. E. STRICKLIN

STATE ENGINEER

Drainage Basin No. 15, Page 369 b.

Fees Paid \$14.50

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 0.11 cubic feet per second, or its equivalent in case of rotation with other water users, from Antelope Creek and a spring tributary thereto.

The use to which this water is to be applied is Domestic and Irrigation.

If for irrigation, this appropriation shall be limited to 1/80th 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, 1930.

Actual construction work shall begin on or before November 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 November, 192- 1930.

CHAS. E. STRICKLIN 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.