

\*Permit No. 998

CERTIFICATE NO. ~~878~~ 50479 +  
63815 +  
63816

# APPLICATION FOR A PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

I, William A Fitzpatrick  
(Name of Applicant)

of Myrtle Creek, County of Douglas  
(Postoffice)

State of Ore., 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.....  
(Name of stream)

Frozen Creek

2. The amount of water which the applicant intends to apply to beneficial use is.....

1/8 cubic feet per second.

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

Irrigation

4. The point of diversion is located.....  
1st dam 320 ft. East and 35 ft. South of  
1/4 Sec. cor. on South bndy. Sec. 5  
(Give distance and bearing to section corner)

2nd dam 684 ft. East and 623 feet South of 1/4 Sec. cor. on North bndy. Sec. 5.

being within the NW 1/4 of NE 1/4 of Sec. 5, Tp. 29 S  
(Give smallest legal subdivision) (No. N. or S.)

R. 4 W, W. M., in the county of Douglas  
(No. E. or W.)

5. The main ditches to be 1st 1700 ft., 2nd 1320  
(Main ditch, canal or pipe line) miles in

length, terminating in the SW 1/4 of NE 1/4 of Sec. 5, Tp. 29 S, R. 4 W  
(Smallest legal subdivision) (No. N. or S.) (No. E. or W.)

W. M., the proposed location being shown throughout on the accompanying map.

6. The name of the ditch, canal or other works is.....

Frozen Creek Irrigation Ditches

## DESCRIPTION OF WORKS

Diversion Works—

7. (a) Height of dam 3 feet, length on top 20 feet, length at bottom 15 feet; material to be used and character of construction.....  
(Loose rock, concrete,

Timber & loose rock; wasteway over dam  
masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate..... Timber, one opening in each dam 12" x 14"  
(Timber, concrete, etc., number and size of openings)

\*A different form of application is provided where an appropriation is to be made by the enlargement of existing works, or 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) 16" feet; width on bottom 14" feet; depth of water - - feet; grade 1.6 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.

5 acs. in NW 1/4 of NE 1/4

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

5 acs. in SW 1/4 of NE 1/4 Sec. 5 Tp 29 S R 4 W.

(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 the 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....., and an
(Name of)
estimated population of.....in 19.....

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

- 12. Estimated cost of proposed works, \$ 150.00
13. Construction work will begin on or before At once
14. Construction work will be completed on or before April 1st, 1912
15. The water will be completely applied to the proposed use on or before
April 15, 1912

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

William A Fitzpatrick
(Name of applicant)

Signed in the presence of us as witnesses:

(1) Alice D Myers Myrtle Creek, Ore.
(Name) (Address of witness)
(2) D A Fitzpatrick Myrtle Creek, Ore.
(Name) (Address of witness)

Remarks The reason why I want both of these ditches is because the water seeps in the creek again before it gets to the second dam and I have some pieces of land that the 1st ditch would not cover, and by taking 2 ditches out, 1 on each side of creek, I can irrigate my land better, and in regards to the water going back it will seep back to Frozen Cr.

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....., 19.....

WITNESS my hand this.....day of....., 19.....

State Engineer.

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PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

Division No. 1 District No.

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the

8 day of December,

1911, at 8:00 o'clock A.M.

Returned to applicant for correction

Corrected application received

Approved

Feb 10 1912

Recorded in Book No. 4 of Permits on

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John H Lewis

DFM State Engineer. 1 map 4.50

STATE OF OREGON, County of Marion. } ss.

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 appropriation for irrigation purposes shall be limited to one-eightieth of one cu. ft per sec. for each acre irrigated. The use hereunder shall conform to any reasonable rotation system ordered by the proper State officer. The priority date of this permit is December 8, 1911.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 1/8 (0.125) cubic feet per second. or its equivalent in case of rotation

Actual construction work shall begin on or before February 10 1913

and shall thereafter be prosecuted with reasonable diligence and be completed on or before February 10, 1914

Complete application of the water to the proposed use shall be made on or before February 10, 1915

WITNESS my hand this 10th day of February, 1912.

John H Lewis State Engineer.

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