

Permit No. G-1955

APPLICATION FOR A PERMIT

To appropriate the Ground Waters of the State of Oregon

I, ~~XXXXXXXXXXXXXXXXXXXX~~ Fitzgerald Bros., a Partnership.
of PLEAS, county of LAKE, state of OREGON, do hereby make application for a permit to appropriate the following described ground waters of the state of Oregon, SUBJECT TO EXISTING RIGHTS:

If the applicant is a corporation, give date and place of incorporation

1. Give name of nearest stream to which the well, tunnel or other source of water development is situated HONEY CR. (Name of stream)

tributary of WART LAKE

2. The amount of water which the applicant intends to apply to beneficial use is 11.83 cubic feet per second or 4200 gallons per minute. Well No. 7

3. The use to which the water is to be applied is IRRIGATION

4. The well or other source is located ft. and ft. from the corner of 541°40'N 4220' from the 1/4 section corner Common to Secs. 9/16 of T 36S R 24E W. M. (Section or subdivision) (If preferable, give distance and bearing to section corner)

(If there is more than one well each must be described Use separate sheet if necessary) being within the NE SE of Sec. 17, Twp. 36S, R. 24E W. M., in the county of LAKE

5. The Canal to be 1 3/4 miles in length, terminating in the NW NE SEC 22 of Sec. 17, Twp. 36S, R. 24E W. M., the proposed location being shown throughout on the accompanying map.

6. The name of the well or other works is

DESCRIPTION OF WORKS

7. If the flow to be utilized is artesian, the works to be used for the control and conservation of the supply when not in use must be described.

8. The development will consist of 2 wells - No. 2. New No. 1. old Sec. 17 having a diameter of 16 inches and an estimated depth of 135 feet. It is estimated that 80 feet of the well will require casing. Depth to water table is estimated 125 feet (Kind)

CANAL SYSTEM OR PIPE LINE--

9. (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) Six 160 feet; width on bottom Four (4) feet; depth of water FOUR 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.; 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.

10. If pumps are to be used, give size and type x Layne & Bowler Turbine, 12 inch.

Give horsepower and type of motor or engine to be used x 85-H.P. GMC 471

11. If the location of the well, tunnel, or other development work is less than one-fourth mile from a natural stream or stream channel, give the distance to the nearest point on each of such channels and the difference in elevation between the stream bed and the ground surface at the source of development

12. Location of area to be irrigated, or place of use

Township N. or S.	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated	
<u>36S</u>	<u>24E</u>	<u>15</u>	<u>NW NW</u>	<u>15</u>	
			<u>NE NW</u>	<u>30</u>	
			<u>NW NE</u>	<u>30</u>	
			<u>NE NE</u>	<u>30</u>	
			<u>SW NW</u>	<u>15</u>	
			<u>SW NE</u>	<u>15</u>	
			<u>SE NW</u>	<u>30</u>	
			<u>NE SW</u>	<u>30.75</u>	
			<u>NW SE</u>	<u>30</u>	
			<u>NE SE</u>	<u>30</u>	
			<u>SW SW</u>	<u>30</u>	
			<u>SE SW</u>	<u>30.5</u>	
			<u>SE SE</u>	<u>30.5</u>	
			<u>22</u>	<u>NW NW (L1 & L9)</u>	<u>36.5</u>
				<u>NE NW</u>	<u>38.5</u>
	<u>NW NE</u>	<u>39.8</u>			
<u>14</u>		<u>NW NW</u>	<u>40</u>		
		<u>NE NW</u>	<u>40</u>		
		<u>SW NW</u>	<u>40</u>		
		<u>SE NW</u>	<u>40</u>		
		<u>NW SW L4</u>	<u>27.2</u>		
		<u>NE SW L3</u>	<u>14.2</u>		
	<u>SW SW L5</u>	<u>12.2</u>			
				<u>833.5</u>	

(If more space required, attach separate sheet)

Character of soil Loam
 Kind of crops raised Hay & Pasture

MUNICIPAL SUPPLY--

13. To supply the city of _____
in _____ county, having a present population of _____
and an estimated population of _____ in 19_____

ANSWER QUESTIONS 14, 15, 16, 17 AND 18 IN ALL CASES

- 14. Estimated cost of proposed works, \$ 8,000.
- 15. Construction work will begin on or before _____
- 16. Construction work will be completed on or before May 1, 1962
- 17. The water will be completely applied to the proposed use on or before July 1, 1962

18. If the ground water supply is supplemental to an existing water supply, identify any application for permit, permit, certificate or adjudicated right to appropriate water, made or held by the

applicant. Sec. 15, Hc11,229, Pc22,210, Pc12,316; Sec. 22, Hc12,250, Pc21,947, Hc11,268, Pc9076; Sec. 14, Pc12,316, C22,209, C22,210.

Fitzgerald Bros., a Partnership
consisting of Donald J. Fitzgerald &
Garnelius Fitzgerald, Jr.
(Signature of applicant)

Remarks: _____ By: _____
Forrest E. Cooper, Attorney.

The purpose of this investment is to provide a supplemental supply of water for the lands described herein. During a dry season such as 1961 there was little or no irrigation water available from Honey Creek or Hart Lake. There is attached hereto a photostat copy of a recorded easement running from the State Land Board of Oregon to these parties granting a right of way for the required ditch across State of Oregon property. The ditch also runs across the NE 1/4 of Sec. 21 T. 36 S., R. 24 E.W.M., which acreage is owned by applicants thereby giving them an unincumbered right of way for the ditch from the location of the well which is also located upon the property of the applicants.

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 _____, 19 _____

WITNESS my hand this _____ day of _____, 19 _____

STATE ENGINEER

By _____ ASSISTANT

County of Marion,

This is to certify that I have examined the foregoing application and do hereby grant the same, SUBJECT TO EXISTING RIGHTS and 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 10.42 cubic feet per second measured at the point of diversion from the well or source of appropriation, or its equivalent in case of rotation with other water users, from 2 wells; being 2.2 c.f.s. from Well #1 and 8.22 c.f.s. from Well #2.

The use to which this water is to be applied is supplemental 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 further limited to a diversion of not to exceed 3 acre feet per acre for each acre irrigated during the irrigation season of each year; the right allowed hereunder for the appropriation of water for lands having a valid prior right shall be limited to the amount necessary to make up any deficiency in water available to said lands under said prior right and the amount allowed herein, together with the amount secured under any other right existing for said lands, shall be limited by the duty of water as fixed herein.

and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

The well shall be cased as necessary in accordance with good practice and if the flow is artesian the works shall include proper capping and control valve to prevent the waste of ground water. The works constructed shall include an air line and pressure gauge or an access port for measuring line, adequate to determine water level elevation in the well at all times. The permittee shall install and maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

The priority date of this permit is October 2, 1961

Actual construction work shall begin on or before December 4, 1962 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1963

Complete application of the water to the proposed use shall be made on or before October 1, 1964

WITNESS my hand this 4th day of December, 1961

Lewis A. Stanley STATE ENGINEER

Application No. G- 62124 Permit No. G- 1955

PERMIT

TO APPROPRIATE THE GROUND WATERS OF THE STATE OF OREGON

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the 2nd day of October 1961, at 6:00 o'clock A. M.

Returned to applicant:

Approved:

December 4, 1961

Recorded in book No. 8 of

Ground Water Permits on page 1955

STATE ENGINEER

Drainage Basin No. 13 page 57