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STATE ENGINEER
DEPARTMENT

Permit No. G-2961

APPLICATION FOR A PERMIT

To appropriate the Ground Waters of the State of Oregon

I, Merlin and Carol Foster (Name of applicant)

of Rt. 3, Box 1106, Albany, county of Linn, 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 Oak Creek (Name of stream)

tributary of Galapooia River

2. The amount of water which the applicant intends to apply to beneficial use is 125 cubic feet per second or 125 gallons per minute.

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

4. The well or other source is located S. 16° 45' West 14.6 chains from the NE corner of NW 1/4 of S. 28, T. 11S., R. 3W. (N. or S.) and (E. or W.) (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 1/4 of NW 1/4 of Sec. 28, Twp. 11S., R. 3W., W. M., in the county of Linn

5. The main pipe line to be 1900 feet in length, terminating in the NE 1/4 of SW 1/4 of Sec. 28, Twp. 11S., R. 3W., W. M., the proposed location being shown throughout on the accompanying map.

6. The name of the well or other works is Foster No. 1

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 one pump well having a diameter of 8 inches and an estimated depth of 66 feet. It is estimated that 64 feet of the well will require 250 Gage steel casing. Depth to water table is estimated 5 feet.

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) 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, 1900 ft.; size at intake, 4 in.; in size at 1900 ft. from intake 4 in.; size at place of use 3 in.; difference in elevation between intake and place of use, +10 ft. Is grade uniform? yes Estimated capacity, 0.50 sec. ft.

10. If pumps are to be used, give size and type Fearless deep well turbine.....

Give horsepower and type of motor or engine to be used 7½ H.P. electric.....

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

Well is located approximately 122 feet from the Freeway Lake that is immediately east of Interstate No. 5 freeway (Oak Creek passes through lake). Stream bed is approximately 25 feet below the ground surface at the well site.

12. Location of area to be irrigated, or place of use S. 28., T. 11S., R. 3W.....

Township N. or S.	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
11S.	3W.	28	NE¼ of NW¼	5.2
11S.	3W.	28	SE¼ of NW¼	14.7
11S.	3W.	28	NE¼ of SW¼	1.0
			Total	20.9

(If more space required, attach separate sheet)

Character of soil Amity silt loam.....

Kind of crops raised Forage.....

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, \$.....3,000.00.....
- 15. Construction work will begin on or before June 6, 1965.....
- 16. Construction work will be completed on or before June 15, 1965.....
- 17. The water will be completely applied to the proposed use on or before October 1, 1968.....

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

Merlin and Carol Foster
(Signature of applicant)

Remarks: *By Merlin Foster*

..... Applicant has a statement from Oregon State Highway Department to the
..... following effect: "The grantor reserves the right to install the necessary
..... equipment for irrigation purposes so long as it doesn't interfere with State use."
..... The Linn County Parks and Recreation Commission stopped the applicant from
..... irrigating even though the State Engineer's office assured the applicant that he
..... had a valid right to the water.
..... This necessitated drilling a well.

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 correc-
tions on or before, 19.....

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

STATE ENGINEER

By ASSISTANT

County of Marion,

ss.

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 0.26 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 a well

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

If for irrigation, this appropriation shall be limited to 1/80 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 2 1/2 acre feet per acre for each acre irrigated during the irrigation season of each year;

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 June 24, 1965

Actual construction work shall begin on or before February 21, 1967 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1967

Complete application of the water to the proposed use shall be made on or before October 1, 1968

WITNESS my hand this 21 day of February, 1966

[Signature]

STATE ENGINEER

Application No. G-2144
Permit No. G-2961

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 24th day of June, 1965, at 8:00 o'clock A.M.

Returned to applicant:

Approved:

February 21, 1966 of 2961 Ground Water Permits on page

Chris L. Wheeler STATE ENGINEER

Drainage Basin No. 2 page 97

State Printing

[Handwritten initials]