

Application for a Permit to Construct a Reservoir and to Store for Beneficial Use the Unappropriated Waters of the State of Oregon

I. Ivan Nisly

of Amity

State of Oregon

do hereby make application for a permit to construct the following described reservoir and to store the unappropriated waters of the State of Oregon, subject to existing rights.

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

1. The name of the proposed reservoir is Nisly Reservoir

2. The name of the stream from which the reservoir is to be filled and the appropriation made is unnamed stream with any deficiency to be made up by pumping from Luckiamute River.

tributary of Willamette River

3. The amount of water to be stored is 6.0 acre feet.

4. The use to be made of the impounded water is water fowl attraction

5. The location of the proposed reservoir will be in Sec. 27

Tp. 9 S. R. 4 W. W.M. in the county of Folk.

(a) State whether situated in channel of running stream and give character of material at outlet in channel of intermittent stream

(b) If not in channel of running stream, state how it is to be filled. If through a feed canal, give name and dimensions. If there is not sufficient runoff in the unnamed stream to fill the reservoir by hunting season, water will be pumped from the Luckiamute River using irrigation equipment.

6. The dam will be located in SW 1/4 SW 1/4, Sec. 27

Tp. 9 S. R. 4 W. W.M. The maximum height will be 3 feet above stream bed or ground

surface on center line of dam. The length on top will be 5 feet; length on

bottom 5 feet; width on top 10 feet; slope on front

or water side 3:1; slope on back 2:1; height of dam above water line

when full 2 1/2 feet.

* A different form of application should be used for the appropriation of stored water to beneficial use. Such forms can be obtained without charge, together with instructions, by addressing the State Engineer, Salem, Oregon 97310.

7. The construction of dam, the material of which is to be compacted earth placed by use of a farm tractor and hand labor

8. The location of wasteway with dimensions are as follows: This reservoir is in a natural "pot-hole" and requires a dam only 3' high and 5' long which places the dam above the level of the land on each side of the reservoir. This reservoir and the land around it are often flooded by spring runoff.

9. The location of outlet from the proposed reservoir, with character of construction and dimensions are as follows: 12-inch tile below dam with a gate control

10. The area submerged by the proposed reservoir, when full, will be 3 acres with a maximum depth of water of 4 feet and approximate mean depth of water 2 feet.

- 11. The estimated cost of the proposed work is \$
- 12. Construction work will begin on or before October 1, 1964
- 13. Construction work will be completed on or before October 1, 1965

STATE OF OREGON

Christy M. Mason

This is to certify that I have examined the foregoing application and find that the same is in accordance with the laws of the State of Oregon.

In order to retain its priority, this application must be returned to the State Engineer at the following address on or before October 1, 1964.

WITNESS my hand this _____ day of _____, 19____

STATE ENGINEER

By _____ ASST. ENGR.

Remarks: This reservoir will normally be dry during the summer months and filled from the first runoff in the fall after the irrigation season so that it may be used to attract wildfowl. After hunting season, the reservoir will be drained.

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 right herein granted is limited to the construction of Nisly Reservoir and storage of water from an unnamed stream and Luckiamute River for waterfowl attraction; water to be diverted from the unnamed stream when available and any deficiency is to be made up by diversion from Luckiamute River, providing that the total quantity diverted from both streams shall not exceed the limitation allowed herein; provided that no water from the natural flow of the stream shall be stored during the period of June 1 to October 31 of each year, and during such period the outflow from the reservoir shall be not less than the inflow. The right allowed herein for storage for wildfowl attraction shall be subordinate and inferior to all future rights for storage for beneficial consumptive uses.

The right hereunder shall be limited to the storage of 6.0 acre feet.

The priority date of this permit is August 19, 1964

Actual construction work shall begin on or before January 8, 1966 and

shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1966

WITNESS my hand this 8th day of January 1965

STATE ENGINEER

Application No. *R 46197*

Reservoir Permit No. *4475*

PERMIT

To construct a reservoir and store for beneficial use the unappropriated waters of the State of Oregon.

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the *17th* day of *August*, 19*67* at *8:00* o'clock *P.*M.

Returned to applicant:

Approved:

January 8, 1905

Recorded in Book No. _____ of _____

Reservoirs, on Page **4475**

CHRIS L. AMELER

State Engineer

Drainage Basin No. *2* page *185*

Fees: