

*** APPLICATION FOR A PERMIT**

To Appropriate the Public Waters of the State of Oregon

I, J. W. Foster (Name of applicant)
of Corvallis, Oregon (Postoffice), County of Benton,
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 Muddy Creek (Name of stream),
a tributary of Marys River

2. The amount of water which the applicant intends to apply to beneficial use is 1
cubic feet per second. (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 Irrigation and supply for duck ponds
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 792 ft. N 14° E and ft. from the 1/4 sec.
corner of on the south line of section 8. (Section or subdivision)
(E. or W.)

(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 SW 1/4 SE 1/4 of Sec. 8, Tp. 14 S,
(Give smallest legal subdivision) (No. N. or S.)

R. 5 W, W. M., in the county of Benton
(No. E. or W.)

5. The main ditch is a natural water way to be 500 feet
(Main ditch, canal or pipe line) (No. miles or feet)
in length, terminating in the SW 1/4 SE 1/4 of Sec. 8, Tp. 14 S,
(Smallest legal subdivision) (No. N. or S.)

R. 5 W, W. M., the proposed location being shown throughout on the accompanying map.
(No. E. or W.)

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

DESCRIPTION OF WORKS

DIVERSION WORKS—

7. (a) Height of dam 3.4 feet, length on top 67 feet, length at bottom
50 feet; material to be used and character of construction lumber
(Loose rock, concrete, masonry,
rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate 1 opening 4 1/2 feet wide and 1.3 feet high
(Timber, concrete, etc., number and size of openings)
Headgate made of lumber. Spillway is 7.35 feet wide.

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

| Township | Range | Section | Forty-acre Tract | Number Acres to be Irrigated |
|----------|-------|---------|-----------------------------------|------------------------------|
| 14 S | 5 W | 8 | NE $\frac{1}{4}$ SE $\frac{1}{4}$ | 16 |
| | | | SE $\frac{1}{4}$ SE $\frac{1}{4}$ | 5 |
| | | | SW $\frac{1}{4}$ SE $\frac{1}{4}$ | 13 |
| | | | NW $\frac{1}{4}$ SE $\frac{1}{4}$ | 16 |
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(If more space required, attach separate sheet)

(a) Character of soil White clay

(b) Kind of crops raised grass for pasture

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
(Yes or No)

(g) If so, name stream and locate point of return Muddy Creek

NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 8 Tp. 14 S R. 5 W 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 193.....

(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

J. W. Foster
(Name of applicant)

Signed in the presence of us as witnesses:

- (1) E. H. Castle
(Name) (Address of witness)
- (2) W. C. Galloway
(Name) (Address of witness)

Remarks: The ground is low and almost flat and easily flooded.

The stream is very shallow at the dam.

The water is to be diverted through a natural ditch into the natural ponds and used for duck feeding. The land will be flooded for pasture.

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
Completion, correction and balance of fees.

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before April 1, 1933

WITNESS my hand this 1st day of March, 1933

CHAS. F. STRICKLIN
EL STATE ENGINEER

Application No. 14867

Permit No. 10827

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, Oregon, on the 25th day of February, 1933, at 8:00 o'clock A.M.

Returned to applicant:

Corrected application received:

Approved:

April 15, 1933

Recorded in book No. 36 of Permits on page 10827

VH CHAS. E. STRICKLIN STATE ENGINEER

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\$17.50

PERMIT

STATE OF OREGON, } ss. County of Marion,

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 1.00 cubic feet per second, measured at the point of diversion from the stream, or its equivalent in case of rotation with other water users, from Muddy Creek, tributary of Marys River.

The use to which this water is to be applied is irrigation and supply for duck ponds.

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 February 25, 1933

Actual construction work shall begin on or before April 15, 1934 and shall thereafter be prosecuted with reasonable diligence and be completed on or before Oct. 1, 1935

Complete application of the water to the proposed use shall be made on or before Oct. 1, 1936

WITNESS my hand this 15th day of April, 1933

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.