

Permit No.

CERTIFICATE NO. 13402

Frank Mudgett's Interest

ASSIGNED, Sec. Misc. Rec. Vol. 2 Page 1001-2

***APPLICATION FOR A PERMIT**

To appropriate the Public Waters of the State of Oregon

I, Linn Benton Memorial Park Assn. & Frank Mudgett.
(Name of applicant)
of Albany, County of Linn
(Postoffice)

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 1934
Albany

1. The source of the proposed appropriation is Third Lake
(Name of stream)

....., a tributary of

2. The amount of water which the applicant intends to apply to beneficial use is 0.50
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
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 0 ft. and 3700 ft. West from the
(N. or S.) (E. or W.)
corner of SE Corner of D. L. C. No. 46, T. 10 S., R. 3 W.,
(Section or subdivision)

(If preferable, give distance and bearing to section corner)

(If there is more than one point of diversion, each must be described. Use separate sheet if necessary)

being within the SW¹/₄ SE¹/₄ of Sec. 29, Tp. 10 S.
(Give smallest legal subdivision) (N. or S.)

R. 3 W., W. M., in the county of Linn
(E. or W.)

5. The Pipe Line to be 3700'
(Main ditch, canal or pipe line) (Miles or feet)
in length, terminating in the SE¹/₄ SW¹/₄ of Sec. 28, Tp. 10 S.
(Smallest legal subdivision) (N. or S.)

R. 3 W., W. M., the proposed location being shown throughout on the accompanying map.
(E. or W.)

DESCRIPTION OF WORKS

DIVERSION WORKS—

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

(b) Description of headgate
(Timber, concrete, etc., number and size of openings)

(c) If water is to be pumped give general description 5 H. P. Electric Motor
(Size and type of pump)
2" Centrifugal
(Size and type of engine or motor to be used, total head water is to be lifted, etc.)

* A different form of application is provided where storage works are contemplated.

** Applications for permits to appropriate water for the generation of electricity, with the exception of municipalities, must be made to the Hydroelectric Commission. Either of the above forms may be secured, without cost, together with instructions by addressing the State Engineer, Salem, Oregon.

CANAL SYSTEM OR PIPE LINE—

7. (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, 3700 ft.; size at intake, 4 in.; size at 3000 ft. from intake 3 in.; size at place of use 2 in.; difference in elevation between intake and place of use, 90 ft. Is grade uniform? Yes Estimated capacity, sec. ft.

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

Township	Range	Section	Forty-acre Tract	Number Acres To Be Irrigated
			PARK ASSN. D.L.C. 44	
10 S.	3 W.	28	SE $\frac{1}{4}$ SW $\frac{1}{4}$	15.8
			SW $\frac{1}{4}$ SW $\frac{1}{4}$	1.0
		33	NE $\frac{1}{4}$ NW $\frac{1}{4}$	1.0
			NW $\frac{1}{4}$ NW $\frac{1}{4}$	0.2
			MUDGETT D.L.C. 46	
10 S.	3 W.	29	SE $\frac{1}{4}$ SE $\frac{1}{4}$	8.0
		28	SW $\frac{1}{4}$ SW $\frac{1}{4}$	8.0
			SE $\frac{1}{4}$ SW $\frac{1}{4}$	6.2
				N

(If more space required, attach separate sheet)

(a) Character of soil Black Loam

(b) Kind of crops raised Lawn etc. & Grain Clover etc.

POWER OR MINING PURPOSES—

9. (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)

....., R., W. M.
(No. N. or S.) (No. E. or W.)

(f) Is water to be returned to any stream?
(Yes or No)

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

....., Sec., Tp., R., 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 OR DOMESTIC SUPPLY—

10. (a) To supply the city of _____
_____ County, having a present population of _____
(Name of)
and an estimated population of _____ in 193_____.

(b) If for domestic use state number of families to be supplied _____

(Answer questions 11, 12, 13, and 14 in all cases)

11. Estimated cost of proposed works, \$ 2000.00

12. Construction work will begin on or before One year after approval

13. Construction work will be completed on or before Two years after approval

14. The water will be completely applied to the proposed use on or before Three years after approval.

Linn Benton Memorial Park Assn.
(Signature of applicant)

By A. W. Bowersox, Clerk.

Frank Mudgett

Signed in the presence of us as witnesses:

(1) Chester A. Cummings, _____
(Name) (Address of witness)

(2) _____
(Name) (Address of witness)

Remarks: _____

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 _____, 193_____.

WITNESS my hand this _____ day of _____, 193_____.

STATE ENGINEER

Application No. 17155

Permit No. 12873

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 9th day of November

1937, at 2:30 o'clock P.M.

Returned to applicant:

Corrected application received:

Approved:

January 21, 1938

Recorded in book No. 36 of

Permits on page 12873

CHAS. E. STRICKLIN.

STATE ENGINEER

Drainage Basin No. 2 Page 76-d.

Fees Paid \$11.00

STATE OF OREGON, } ss. County of Marion.

PERMIT

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 0.50 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

Third Lake

The use to which this water is to be applied is 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 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 priority date of this permit is November 9, 1937.

Actual construction work shall begin on or before January 21, 1939 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1939

Complete application of the water to the proposed use shall be made on or before October 1, 1940

WITNESS my hand this 21st day of January, 1938

CHAS. E. STRICKLIN.

STATE ENGINEER