

* APPLICATION FOR A PERMIT

To Appropriate the Public Waters of the State of Oregon

I, Dr. Edgar S. Fortner (Name of applicant)
of 408 U.S. Bank Bldg., Salem (Post office), County of Marion,
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 Sprgs. & Unnamed Stream, tributary of
(Name of stream)
Battle Creek & Battle Creek, a tributary of McKinney Creek, tributary of Mill Creek.

2. The amount of water which the applicant intends to apply to beneficial use is 1.13
cubic feet per second, being 0.11 s.f. from springs, 0.23 s.f. from unnamed stream & 0.79 s.f.
from Battle Creek. (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 ft. and ft. from the
(N. or S.) (E. or W.)
corner of Any point where sources described in Item 1 touch my property in SE $\frac{1}{4}$ SE $\frac{1}{4}$
(Section or subdivision)
& SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 25, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36, T. 8 S., R. 3 W. & NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ & SE $\frac{1}{4}$ NW $\frac{1}{4}$,
(If preferable, give distance and bearing to section corner)
Sec. 31, T. 8 S., R. 2 W. in DLC 42.

(If there is more than one point of diversion, each must be described. Use separate sheet if necessary)
being within the of Sec., Tp.,
(Give smallest legal subdivision) (N. or S.)
R., W. M., in the county of
(E. or W.)

5. The to be
(Main ditch, canal or pipe line) (Miles or feet)
in length, terminating in the of Sec., Tp.,
(Smallest legal subdivision) (N. or S.)
R., W. M., the proposed location being shown throughout on the accompanying map.
(E. or W.)

DESCRIPTION OF WORKS

DIVERSION WORKS—

2
6. (a) Height of dams 5 feet, length on top 8 feet, length at bottom
..... feet; material to be used and character of construction Concrete or timber
(Loose rock, concrete, masonry,
unnamed stream & Battle Creek
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 2 $\frac{1}{2}$ " Centrifugal
(Size and type of pump)

May use 3 pumps
(Size and type of engine or motor to be used, total head water is to be lifted, etc.)
6 $\frac{1}{2}$ HP gas engine 14 ft. static head.

*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,.....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. 48 sprinklers requiring 150 to 250 g.p.m.

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

Township	Range	Section	Forty-acre Tract	Number Acres To Be Irrigated
8 S.	3 W.	25	SW ₄ SE ₄	4
			SE ₄ SE ₄	5
8 S.	2 W.	30	SW ₄ SW ₄	6
8 S.	2 W.		SE ₄ SW ₄	2
		31	NE ₄ NW ₄	16
			NW ₄ NW ₄	35
			SW ₄ NW ₄	6
8 S.	3 W.	36	NE ₄ NE ₄	16
				90

(If more space required, attach separate sheet)

(a) Character of soil.....dark loam - beaver dam

(b) Kind of crops raised.....general farm crops and pasture

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)

Tp....., 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, \$ 2400.00 _____
- 12. Construction work will begin on or before At once _____
- 13. Construction work will be completed on or before 2 years after approval _____
- 14. The water will be completely applied to the proposed use on or before 3 years after approval. _____

Edgar S. Fortner
(Signature of applicant)

Signed in the presence of us as witnesses:

- (1) _____, _____
(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 _____ completion _____

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before _____ October 21 _____, 19~~3~~40

WITNESS my hand this _____ 20th _____ day of _____ September _____, 19~~3~~40

CHAS. E. STRICKLIN
STATE ENGINEER

Application No. 18783

Permit No. 14582

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 14th day of June 1940, at 9:00 o'clock A.M.

Returned to applicant:

Corrected application received:

Approved:

January 10, 1941

Recorded in book No. 35 of

Permits on page 14582

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 2 Page 76I

Fees Paid \$18.50

STATE OF OREGON

County of Marion,

} ss.

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 1.13 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 Springs, Unnamed Stream and Battle Creek, being 0.11 c.f.s. from Springs, 0.23 c.f.s. from Unnamed Stream, and 0.79 c.f.s. from Battle Creek.

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 June 14, 1940

Actual construction work shall begin on or before January 10, 1942 and shall

thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1943

Extended to Oct. 1, 1946 Extended to Oct. 1, 1950

Complete application of the water to the proposed use shall be made on or before

October 1, 1944 Extended to Oct. 1, 1950

WITNESS my hand this 10th day of January, 1941

CHAS. E. STRICKLIN STATE ENGINEER