

* APPLICATION FOR A PERMIT

To appropriate the Public Waters of the State of Oregon

I, (Mrs.) Modenia Mc Neal (Name of applicant)

of Turner, Route 1, Box 77 (Post office), County of

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 Marion Creek (Name of stream), a tributary of North Santiam River

2. The amount of water which the applicant intends to apply to beneficial use is 0.23 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 850 ft. S (N. or S.) and 250 ft. W (E. or W.) from the NE corner of Sec. 28, Township 9 S., Range 2 W., W.M. (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 NE 1/4 of Sec. 28, Tp. 9 South (Give smallest legal subdivision) (N. or S.)

R. 2 West (E. or W.), W. M., in the county of Marion

5. The ditch to be 2,000 feet (Main ditch, canal or pipe line) (Miles or feet)

in length, terminating in the of Sec. (Smallest legal subdivision), Tp. (N. or S.)

R. 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 Gravity now (Size and type of pump)

(Size and type of engine or motor to be used, total head water is to be lifted, etc.)

May pump later

* 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 Hydro-electric Commission. Either of the above forms may be secured, without cost, together with instructions by addressing the State Engineer, Salem, Oregon.

Legal description of property on which water is to be used, according to application No. 19824.

Beginning on the North line of the Donation Land Claim of Oliver Pickard and wife, Claim No. 58 in Township No. nine South of Range No. two West of the Willamette Meridian in Marion County, Oregon, at a point 11 chains and 29 links East of the South West corner of the Donation Land Claim of Henry C. Bickers, Notification No. 3446 in Section No. 28 in said township and running thence North 1° East parallel with the West line of said Bickers claim, 17 chains and 75 links; thence West 11 chains and 29 links to the West line of said Bickers Claim; thence North 1° East on the West line of said Bickers Claim, 18 chains and 75 links to the North West corner of said Bickers claim; thence East on the North line of said Bickers claim, 29 chains and $12\frac{1}{2}$ links; thence South 1° West 6 chains and eighty five links; thence West $3\frac{90}{100}$ chains; thence South 9° West $4\frac{79}{100}$ chains; thence South 20° West $7\frac{50}{100}$ chains; thence South 4° East $2\frac{60}{100}$ chains; thence South $35^{\circ} 30'$ West, $5\frac{34}{100}$ chains; thence South $24^{\circ} 30'$ West three chains to a stake on the North western bank of a creek; thence South 12° East $8\frac{30}{100}$ chains to the center of a county road; thence South $55^{\circ} 30'$ West 48 links to the South line of said Bickers claim; thence West $8\frac{42}{100}$ chains to the place of beginning containing $63\frac{68}{100}$ acres more or less all situated in the County of Marion and state of Oregon, except a strip one rod wide on the most southerly part of the above described land parallel with and adjoining to the line between Oliver Pickard and wife and Henry C. Bickers Donation Land Claim for the purpose of an outlet to the public highway.

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 19.....

(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, \$.....
- 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

Modenia McNeal
(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

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before 194.....

WITNESS my hand this day of 194.....

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 30th day of November, 1942, at 12:00 o'clock M.

Returned to applicant:

Corrected application received:

Approved:

March 5, 1943

Recorded in book No. 37 of Permits on page 15418

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 2 Page 50A Fees Paid \$9.50

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 0.23 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 Marion 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 November 30, 1942

Actual construction work shall begin on or before March 5, 1944 and shall thereafter be prosecuted with reasonable diligence and be completed on or before

October 1, 1945 Extended to Oct 1, 1946 Extended to Oct. 1, 1949 Extended to Oct. 1, 1950

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

October 1, 1946 Extended to Oct 1, 1948 Extended to Oct. 1, 1949 Extended to Oct. 1, 1950 Extended to Oct. 1, 1952 Extended to Oct. 1, 1951

WITNESS my hand this 5th day of March, 1943

CHAS. E. STRICKLIN

STATE ENGINEER EKH