Permit—SW—5-41

Permit No. 15427

*APPLICATION FOR A PERMIT

To Appropriate the Public Waters of the State of Oregon

I, Tracy S. and Merta J. Lyons (Name of applicant)

of Clatskanie, Route 2 (Post office), County of Columbia,

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 Tandy Creek (Name of stream)

....., a tributary of Westport Slough

2. The amount of water which the applicant intends to apply to beneficial use is all unused water or .81 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 & Domestic (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 220 ft. W (N. or S.) and 195 ft. S (E. or W.) from the

~~corner of~~ S. E. Corner of the N.E. Quarter of the N.E.¼ of Sec. 10, T. 7 N, R 5 W, W.M. (Section or subdivision)

in SENE Sec. 10, (2nd diversion) 255' E. of diversion corner as described above being (If preferable, give distance and bearing to section corner)

NW¼ of

in N.W.¼ of Sec. 11, (3rd diversion) 600' N. of 2nd diversion (4th diversion) app. 1100 ft. NE of 3rd diversion, being in SW¼ of SW¼, Sec.2 (If there is more than one point of diversion, each must be described. Use separate sheet if necessary)

being within the N.W.¼ of the N.W.¼ (Give smallest legal subdivision) of Sec. 11, Tp. 7 N (N. or S.),

R. 5 W (E. or W.), W. M., in the county of Columbia.

5. The Creek (Main ditch, canal or pipe line) to be app. 1955 ft. (Miles or feet)

in length, terminating in the SW¼ of SW¼ of SW¼ (Smallest legal subdivision) of Sec. 2, Tp. 7 N (N. or S.),

R. 5 W (E. or W.), W. M., the proposed location being shown throughout on the accompanying map.

DESCRIPTION OF WORKS

Diversion Works—

6. (a) Height of dam 4 &3 feet, length on top 12 & 10 feet, length at bottom 7 & 6 feet; material to be used and character of construction Dirt & Wood (Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

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

(c) If water is to be pumped give general description 350 Gal. per minute (Size and type of pump)

4 HP Electric Motor Lift app. 7 ft. (This for 1st diversion only. Other (Size and type of engine or motor to be used, total head water is to be lifted, etc.)

diversions 2, 3, 4 by gravity)

* 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.

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) 2 feet; width on bottom 1 feet; depth of water 1 feet; grade 4 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.

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

Township	Range	Section	Forty-acre Tract	Number Acres To Be Irrigated
7 N	5 W	10	S.E.¼ of N.E.¼ of NE¼	3 1/3
7 N	5 W	10	N.E.¼ of S.E.¼ of NE¼	2
7 N	5 W	11	W.½ of N.W.¼ of N.W.¼	20
7 N	5 W	2	W.½ of S.W.¼ of S.W.¼	20
7 N	5 W	2	Gov. Lot 11 NW SW	15.73
7 N	5 W	11	N.W.¼ of S.W.¼ of NW¼	2 and dom.
				63.06

(If more space required, attach separate sheet)

(a) Character of soil Newberg Fine Sandy Loam & Sauvie Loam

(b) Kind of crops raised Hay, Pasture, Corn, Garden

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 ..... (Legal subdivision) of Sec. ....., Tp. ..... (No. N. or S.), R. ..... (No. E. or W.), W. M.

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

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

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

(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 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, $.100.00.....

12. Construction work will begin on or before August 1, 1942.....

13. Construction work will be completed on or before August 1, 1945.....

14. The water will be completely applied to the proposed use on or before August 1, 1945.....

.....

Tracy S. Lyons.....
(Signature of applicant)

Merta J. Lyons.....

.....

~~Signed in the presence of us as witnesses~~:

(1) ....., ...
(Name) (Address of witness)

(2) ....., ...
(Name) (Address of witness)

Remarks: This application is not intended to and does not waive or relinquish any vested rights acquired by the applicants or their predecessors to the use of the waters involved.....

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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 verification of revisions.....

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In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before March 17....., 1943.

WITNESS my hand this 15th..... day of February....., 1943.

CHAS. E. STRICKLIN.....
STATE ENGINEER

By

Permit No. 15427

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* February, *1943, at* 1:00 *o'clock* P. M.

Returned to applicant:

.....

Corrected application received:

.....

Approved:

May 15, 1943

Recorded in book No. 38 *of Permits on page* 15427.

CHAS. E. STRICKLIN
STATE ENGINEER

Drainage Basin No. 1 *Page* 6 C

Fees Paid $19.50

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 0.81 *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* Tandy Creek

The use to which this water is to be applied is Irrigation and domestic, being 0.80 c.f.s. for irrigation and 0.01 c.f.s. for domestic

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 throughout 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 February 9, 1943

Actual construction work shall begin on or before May 15, 1944 *and shall thereafter be prosecuted with reasonable diligence and be completed on or before* October 1, 1945

Complete application of the water to the proposed use shall be made on or before October 1, 1946

WITNESS my hand this 15th *day of* May, *1943.*

CHAS. E. STRICKLIN
STATE ENGINEER

Permits for power development are subject to the payment of annual fees as provided in sections 1 and 2, chapter 74, Oregon Laws 1933.