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* APPLICATION FOR A PERMIT

To Appropriate the Public Waters of the State of Oregon

I, Iver Twito (Name of applicant) of Rt. 2, Woodburn (Post office), County of Oregon, 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 Butte Creek (Name of stream), a tributary of Pudding R.

2. The amount of water which the applicant intends to apply to beneficial use is 0.37 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 600 ft. S and 300 ft. W from the NE corner of Sec. 26, T 5 S., R. 1 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 NENE of Sec. 26, Tp. 5 S., R. 1 W., W. M., in the county of Marion.

5. The pipe to be 1800 ft. in length, terminating in the of Sec. of Tp. R., W. M., the proposed location being shown throughout on the accompanying map.

DESCRIPTION OF WORKS

Diversion Works— No dam

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 (Size and type of pump)

5 HP elec. motor (Size and type of engine or motor to be used, total head water is to be lifted, etc.) 10 sprinklers 8 gpm sprinklers

* 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.

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.

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

Township	Range	Section	Forty-acre Tract	Number Acres To Be Irrigated
5 S	1 W	25	(S ^W N ^W) Lot 1	20
			N ^W S ^W	5
		26	(S ^E N ^E) Lot 4	4
Land to be irrigated is a part of the property described under "remarks"				

(If more space required, attach separate sheet)

(a) Character of soil Clay soil (brown)

(b) Kind of crops raised Pasture Alfalfa

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 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, \$1500.00
- 12. Construction work will begin on or before One year after approval
- 13. Construction work will be completed on or before 2 yrs " "
- 14. The water will be completely applied to the proposed use on or before 3 yrs after approval

Iver Twito
(Signature of applicant)

Signed in the presence of us as witnesses:

(1) (Name) (Address of witness)

(2) (Name) (Address of witness)

Remarks: Tract 1: Beginning at the quarter sections corner between section 25 and 26 in Township 5 South, Range 1 West of the Willamette Meridian in Marion County, Oregon thence South 1.57 chains to the center of the county road; thence South 45°35' East along the center of said road 12.86 chains thence North 31.04 chains to the South line of the Thomas J. Chase Donation Land Claim; thence West along the said South line 11.72 chains; thence South 20.303 chains; thence East 2.50 chains to the point of beginning, being situated in Sections 25 and 26 of Township 5 South Range 1 West of the Willamette Meridian, Marion County, Oregon.

SAVE and except all roads and rights of way.

Tract 2: Also: Beginning at a point in the center of the County Road which point is 1.57 chains South of the quarter section corner between Section 25 and 26, township 5 South, Range 1 West of the Willamette Meridian, Marion County, Oregon; thence North 1.57 chains to the quarter section corner between Sections 25 and 26, township 5 South, Range 1 West of the Willamette Meridian; thence West 2.50 chains; thence South 30 feet to the center of the County Road; thence South 45°35' East along the center of said road to the place of beginning, and being described as all land lying North of the County Road and lying adjacent to the property now owned by the grantees described in that certain

County of Marion, Oregon, dead from C. A. Tatum and Dena N. Haugen, by deed from Dena N. Haugen and Edwin Nisson and Margaret M. C. Nisson, husband and wife, to J. H. Hammond and maps and data, and recorded in the Hammond by deed dated May 23, 1933 and recorded March 9, 1939 in Vol. 235, Page 424 Deed Records for Marion Co., Ore., more particularly described as follows, to wit:

Beginning at the Southwest corner of a tract of land described in a certain mortgage from C. A. Tatum to Dena N. Haugen, which said mortgage is recorded in Book 160 on page 537 of the Mortgage Records for Marion County, Oregon; thence East along the Woodburn Monitor road twenty feet; thence North parallel to the West line of said tract to a point 24 feet South of the North line of said tract; thence East parallel to the North line of said tract to a point 12 rods East of the West line of said tract; thence North parallel to the West line of said tract to the North line thereof; thence West along the North line of said tract to the Northwest Corner thereof; thence West along the North Line of said tract to the Northwest Corner thereof; thence South along the West line of said tract to the place of beginning.

STATE ENGINEER

In order to record this deed, the following corrections on or before
WITNESS my

PERMIT
' TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE
OF OREGON

Application No. 20170
Permit No. 15716

Division No. _____
District No. _____

This instrument was first received in the
office of the State Engineer at Salem, Oregon
on the 23rd day of March
1944, at 1:45 o'clock P. M.

Returned to applicant:

Corrected application received:

Approved:

May 1, 1944

Recorded in book No. 38 of

Permits on page 15716

CHAS. E. STRICKLIN

STATE ENGINEER

Drainage Basin No. 2 Page 38 E

Fees Paid \$9.50

PERMIT

STATE OF OREGON
County of Marion,
ss

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 0.37 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

Butte 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 March 23, 1944

Actual construction work shall begin on or before May 1, 1945 and shall

hereafter be prosecuted with reasonable diligence and be completed on or before

October 1, 1946

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

October 1, 1947

WITNESS my hand this 1st day of May, 1944.

CHAS. E. STRICKLIN

STATE ENGINEER