

* APPLICATION FOR A PERMIT

To Appropriate the Public Waters of the State of Oregon

I, Frank Pickens and Pearl Pickens (Name of applicant) of Rt. 1 Brooks (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 Powers Creek, Trib. of Abiqua Cr. (Name of stream), a tributary of Pudding River

2. The amount of water which the applicant intends to apply to beneficial use is 0.79 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 200 ft. S and 1200 ft. W from the NE corner of Sec. 33, T. 6 S., R. 1 E., 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. 33, Tp. 6 S. (Give smallest legal subdivision) (N. or S.) R. 1 E., W. M., in the county of Marion (E. or W.)

5. The (Main ditch, canal or pipe line) to be (Miles or feet) in length, terminating in the (Smallest legal subdivision) of Sec. (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 6 feet, length on top 40 feet, length at bottom feet; material to be used and character of construction earth (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) 10 Rain Bird Sprinklers (11 g.p.m. each) (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 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
6 S	1 E	33	NENE	33
			SENE	30
Property on which water is to be used is more explicitly described under				
remarks.				

(If more space required, attach separate sheet)

(a) Character of soil
(b) Kind of crops raised General farm crops

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, \$.....
- 12. Construction work will begin on or before One year after approval.....
- 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.....

Frank Pickens
(Signature of applicant)

Pearl Pickens

By: Frank Pickens

Signed in the presence of us as witnesses:

(1)
(Name) (Address of witness)

(2)
(Name) (Address of witness)

Remarks: Beginning at the Northwest corner of the Donation Land Claim of Daniel B. Markham and wife in Township 6 South of Range 1 East of the Willamette Meridian, Marion County, Oregon, thence South 39.65 chains along said Markham's West line; thence East 28.80 chains to the Joseph Chamness East line; thence North 2° 15' West along said Chamness East line 8.05 chains; thence North 9° East 11.00 chains to the center of Abigua Creek; thence meandering said Creek North 28° West 4.80 chains; thence North 32° West 2.51 chains; thence North 28° 30' West 5.90 chains, thence North 23° West 4.90 chains, thence North 36° West 5.40 chains to the section line between Sections 28 and 33, T. 6 S., R. 1 E.; thence leaving said Creek and running West on said Section line 17.40 chains to the place of beginning, and containing 103.50 acres of land, more or less, and situated in the Donation Land Claim of Daniel B. Markham and wife in Marion County, Oregon.

Except all roads and roadways, and excepting the lands described in the deed from Fred Ausmus and Ollie Ausmus, his wife, to Silver Falls Timber Company, recorded in Volume 130, page 612, of the Marion County, Oregon, Records, of Deeds, and except also right-of-way deeded by Geo. W. Hubbs and wife to the City of Silverton for water pipeline.

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.....

STATE ENGINEER

Application No. 20290

Permit No. 15828

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 17th day of June, 1944, at 11:05 o'clock A.M.

Returned to applicant:

Corrected application received:

Approved:

September 15, 1944

Recorded in book No. 39 of

Permits on page 15828

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 2 Page 38 E.

Fees Paid \$14.45

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 0.79 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 Powers Creek and Reservoir to be constructed under Application No. R-20289, Permit No. R-795.

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 from direct flow 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 from direct flow and storage from reservoir to be constructed under Permit No. R-795

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 17, 1944

Actual construction work shall begin on or before September 15, 1945 and shall thereafter 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 15th day of September, 1944.

CHAS. E. STRICKLIN STATE ENGINEER