

* APPLICATION FOR A PERMIT

CERTIFICATE NO. 23980

To appropriate the Public Waters of the State of Oregon

I, H. C. Osborne (Name of applicant) of P. O. Box 94, Monroe (Post office), County of Benton, 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 Muddy Creek (Name of stream), a tributary of Marys River

2. The amount of water which the applicant intends to apply to beneficial use is 0.90 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 ft. and ft. from the corner of Anywhere along Muddy Cr. where same borders applicants property. (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 SE 1/4 NW 1/4, NE 1/4 SE 1/4 & SW 1/4 SE 1/4 of Sec. 20, Tp. 14 S, R. 5 W, W. M., in the county of Benton

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. (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 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 Sprinkler system contemplated, equipment not yet secured (Size and type of pump) (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
14 s	5 W	20	SE $\frac{1}{4}$ NE $\frac{1}{4}$	5.0
			NE $\frac{1}{4}$ SE $\frac{1}{4}$	30.0
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	19.0
			SE $\frac{1}{4}$ SE $\frac{1}{4}$	20.0
				74.0

As projected within the Joseph Kelsey DLC No. 56 and the Samuel Starr DLC No. 49. Property on which water is to be used is more explicitly described below: Beginning at the Southwest Corner of the D. L. C. of Samuel F. Starr and wife, Notification No. 2739 and Claim No. 49 in T. 14 S., R. 5 W., of the Willamette Meridian, and running thence North 43° 53' West 22.00 chains to a point on the East bank of Muddy Creek, which point is North 43° 53' West .47 chains from a 3/4 inch pipe, thence down the East bank of said Creek North 77° East 1.00 chains, North 49° East 1.30 chains, North 41° East .50 chains, North 2° West 1.80 chains, North 27° West 1.20 chains, North 53° West .75 chains, North 83° West .80 chains, North 53° West .70 chains, North 15° East 1.85 chains, North 27° 30' East 2.70 chains, North 63° 30' East 2.20 chains, South 77° 30' East 2.40 chains, North 66° East 1.20 chains, North 42° East .50 chains, North 6° West .60 chains, North 14° West 1.00 chains, North 6° 30' West 2.20 chains, North 27° East .70 chains, North 50° 55' East 5.50 chains North 2° East 1.00 chains North 12° West 4.59 chains, to a point

(If more space required, attach separate sheet)

(Continued under Remarks)

(a) Character of soil clay loam

(b) Kind of crops raised Pasture and diversified 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, \$ 800.00
- 12. Construction work will begin on or before one year from date of approval
- 13. Construction work will be completed on or before two years from date of approval
- 14. The water will be completely applied to the proposed use on or before three years from date of approval

(Sgd) H. C. Osborne
(Signature of applicant)

Signed in the presence of us as witnesses:

- (1)
(Name) (Address of witness)
- (2)
(Name) (Address of witness)

Remarks: which is South 89° 51' West 4.84 chains from a half inch pipe on the West line of said Donation Land Claim of Samuel F. Starr and wife, thence North 89° 51' East 33.09 chains to a 1 1/4 inch axle shaft, thence South 0° 09' East 40.00 chains to a half inch pipe on the South line of said claim, thence South 89° 51' West along the South line of said Claim, 28.25 chains to the place of beginning; ALSO all of Tract lettered E in Anderson Colony Orchards as per plat and dedication thereof recorded January 31, 1912 in Book Three, page Thirty, of the town plat records of Benton County, Oregon, and being a portion of Section Twenty, Township Fourteen South, Range Five, West of the Willamette Meridian.

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 signature of applicant

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before October 25, 194 4.

WITNESS my hand this 25th day of September, 194 4

CHAS. E. STRICKLIN
STATE ENGINEER

by

Geo. V. Naderman, Assistant

lrc

edit made

Application No. 20489

Permit No. 15996

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 25th day of September, 1944, at 10:55 o'clock A.M.

Returned to applicant:

Corrected application received:

Approved:

December 11, 1944

Recorded in book No. 39 of Permits on page 15996

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 2 Page 22 A

Fees Paid \$16.10

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 0.90 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 Muddy 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 still further limited to a total diversion of not to exceed 0.90 c.f.s., 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 September 25, 1944

Actual construction work shall begin on or before December 11, 1945 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1947 Extended to Oct. 1, 1947 Extended to Oct. 1, 1949

Complete application of the water to the proposed use shall be made on or before October 1, 1947 Extended to Oct. 1, 1949 Extended to Oct. 1, 1950

WITNESS my hand this 11th day of December, 1944

CHAS. E. STRICKLIN STATE ENGINEER