Permit—SM—4-45

Permit No. 16485

CERTIFICATE NO. 16773

*** APPLICATION FOR PERMIT**

To Appropriate the Public Waters of the State of Oregon

I, Neil Verbeck
(Name of applicant)

of Rt 1 Silverton
(Mailing address)

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
(Name of stream)

trib. of Abiqua, *a tributary of* Pudding R

2. *The amount of water which the applicant intends to apply to beneficial use is* 0.09 *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* 50 *ft.* S (N. or S.) *and* 900 *ft.* W (E. or W.) *from the* E¼ *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 NESE (Give smallest legal subdivision) *of Sec.* 33, *Tp.* 6 S (N. or S.),
R. 1 E (E. or W.), *W. M., in the county of* Marion.

5. *The* ..... (Main ditch, canal or pipe line) *to be* ..... (Miles or feet)
in length, terminating in the ..... (Smallest legal subdivision) *of Sec.* ....., *Tp.* ..... (N. or S.),
R. ..... (E. or W.), *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)

Will use sprinklers details not determined
(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.

**Application for permits to appropriate water for the generation of electricity, with the exception of municipalities, must be made to the Hydroelectric 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	NE¼SE¼	7

Property on which water is to be used is a part of that more explicitly described by applicant as follows: That portion of the Daniel Markham Donation Land Claim Certificate #3918, notification #5873 located in sections 33 and 34 Township 6 South Range 1 East of the Willamette Meridian, described as follows: Beginning at a point in the west line of said claim 39.65 chains south of the Northwest corner thereof; thence south along said west line 40.35 chains to the southwest corner thereof; thence east along the south line thereof 20 chains; thence north seven degrees east 18.50 chains; thence south 86 degrees east 6.80 chains; thence north 2 degrees 15 minutes west 22.78 chains; thence west 28.80 chains to the place of beginning and containing 104.20 acres and being in Marion County, State of Oregon.

(If more space required, attach separate sheet)

(a) Character of soil .....

(b) Kind of crops raised Pasture

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, $ Not estimated

12. Construction work will begin on or before One year after approval

13. Construction work will be completed on or before Two yrs. " " "

14. The water will be completely applied to the proposed use on or before 3 " " "

(Sgd) Neil Verbeck.
(Signature of applicant)

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*.....

.....
STATE ENGINEER

Application No. 21040

Permit No. 16485

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 1st *day of* August,

194 5, *at* 11:30 *o'clock* A. *M.*

Returned to applicant:

.....

Corrected application received:

.....

Approved:

December 20, 1945

Recorded in book No. 40 *of*

Permits on page 16485

CHAS. E. STRICKLIN
STATE ENGINEER

Drainage Basin No. 2 *Page* 38 G.

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 0.09 *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

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 2½ 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 August 1, 1945

Actual construction work shall begin on or before December 20, 1946 *and shall thereafter be prosecuted with reasonable diligence and be completed on or before* October 1, 1947

Complete application of the water to the proposed use shall be made on or before October 1, 1948

WITNESS my hand this 20th *day of* December, *194* 5.

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.