

By deed

ASSIGNED, See Elec. Rec. Vol. 3

Certificate 30040 Turnidge part

Cert. 30041 Orey

* APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, Clifford F. Orey (Name of applicant)

of Route 2, Box 258, Salem (Mailing address)

State of Ore., 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 Claggett Creek and Clear Lake (Name of stream), a tributary of Willamette River

2. The amount of water which the applicant intends to apply to beneficial use is 5.49 cubic feet per second, being 3.33 cfs from Lake and 2.16 cfs from creek (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 Any point where Claggett Creek and Clear Lake touch property described herein. (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, NWNE, SENE, NENW, NESE & SESE of Sec. 27, Tp. 6 S. (Give smallest legal subdivision) (N. or S.)

R. 3 W., 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. , Tp. (N. or S.)

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

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 2 1/2" cent pumps (Size and type of pump)

Cat. 32 HP (Size and type of engine or motor to be used, total head water is to be lifted, etc.)

80 15 gpm sprinklers

*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	3 W	27	NE $\frac{1}{4}$ NE $\frac{1}{4}$ ✓	30
			NW $\frac{1}{4}$ NE $\frac{1}{4}$	20
			SW $\frac{1}{4}$ NE $\frac{1}{4}$	40
			SE $\frac{1}{4}$ NE $\frac{1}{4}$	35
			NE $\frac{1}{4}$ NW $\frac{1}{4}$	16
			NW $\frac{1}{4}$ NW $\frac{1}{4}$	25
			SW $\frac{1}{4}$ NW $\frac{1}{4}$	25
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	40
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	40
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	25
			SW $\frac{1}{4}$ SW $\frac{1}{4}$	12
			SE $\frac{1}{4}$ SW $\frac{1}{4}$	20
			NE $\frac{1}{4}$ SE $\frac{1}{4}$	35
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	40
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	18
			SE $\frac{1}{4}$ SE $\frac{1}{4}$	18
				<u>439</u>

(If more space required, attach separate sheet)

(a) Character of soil Sandy

(b) Kind of crops raised Hops Truck Seed Fruit

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, \$ 7,000.00

12. Construction work will begin on or before Begun

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

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

(Sgd) Clifford F. Orey

(Signature of applicant)

Remarks: Property on which water is to be used is a part of that more explicitly described by applicant as follows: Beginning at a point 6.73 chains East of the Northwest corner of Section 26, Township 6 South, of Range 3 West of the Willamette Meridian in Marion County, State of Oregon, and running thence West 79.20 chains; thence South 80.40 chains; thence East 25.90 chains; thence South 1.13 chains; thence East 53.57 chains and thence North 81.50 chains to the place of beginning, in the district of lands subject to sale at Oregon City, Oregon, containing 643.70 acres of land, and being the Donation Land Claim of Alvis Smith and his wife, Sally N. Smith, of Marion County, Oregon, Notification No. 406, Certificate No. 2702, Claim No. 69 and being parts of Sections 26, 27, 34 and 35 in Township 6 South, of Range 3 West of the Willamette Meridian, Marion County, State of Oregon, EXCEPTING 66.18 acres heretofore sold off of the South portion of said premises to Charles Claggett and 23.15 acres heretofore sold off of the North portion of said premises to John Ford and 1 acre heretofore sold off of the East side of said premises for a cemetery.

Also the following described premises: Beginning at the Southwest corner of the A. Smith Donation Land Claim, Claim No. 69 in Township 6 South, of Range 3 West of the Willamette Meridian in Marion County, Oregon, and running thence North along the West boundary line of said A. Smith Donation Land Claim 40 feet; thence West parallel with South boundary line of sections 27 and 28 to the County Road leading from Salem to Lincoln in Polk County; thence South 40 feet to a point in the center of said Salem and Lincoln Road where same intersects the South Boundary line of Section 28; thence East along the the South boundary line of said Section 28 and of Section 27 to the place of beginning, being situated in Marion County, State of Oregon.

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. 21229

Permit No. 16685

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 16th day of October, 1945, at 1:55 o'clock P.M.

Returned to applicant:

Corrected application received:

Approved:

March 18, 1946

Recorded in book No. 41 of

Permits on page 16685

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 2 Page 76 P.

Fees Paid \$36.95

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 5.49 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 Claggett Creek and Clear Lake, being 3.33 c.f.s. from Lake and 2.16 c.f.s. from 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 October 16, 1945 for 1.65 c.f.s. January 16, 1946 for 3.84 c.f.s. Actual construction work shall begin on or before March 18, 1947 and shall thereafter be prosecuted with reasonable diligence and be completed on or before

October 1, 1948 Extended to Oct. 1, 1951 Extended to Oct. 1, 1955 Extended to Oct. 1, 1953 Extended to Oct. 1, 1957

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

October 1, 1949 Extended to Oct. 1, 1951 Extended to Oct. 1, 1955 Extended to Oct. 1, 1953 Extended to Oct. 1, 1957

WITNESS my hand this 18th day of March, 1946.

CHAS. E. STRICKLIN

STATE ENGINEER