

* APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, W. Earl Dunn (Name of applicant)

of 984 N. Pacific Highway Woodburn (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 Butte Creek (Name of stream)

a tributary of Pudding River

2. The amount of water which the applicant intends to apply to beneficial use is 0.68

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 (N. or S.) (E. or W.)

corner of Any point where Butte Creek touches 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 NW 1/4 & SW 1/4 of Sec. 23, Tp. 5 S. (Give smallest legal subdivision) (N. or S.)

R. 1 W., W. M., in the county of Clackamas (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 (Size and type of pump)

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

Will use sprinklers — Details not determined

*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
5 S	1 W	23	NE 1/4 SE 1/4	11
			NW 1/4 SE 1/4	39
			SW 1/4 SE 1/4	4
				54
<p>Property on which water is to be used is a part of that more explicitly described as follows: Beginning at the Southeast corner of a certain tract of land described in a deed executed by Iddo B. Hein and wife to Hugo Kunze, bearing date the 23rd day of January 1902, and recorded at page 133 in Book 81 of Deeds Records for the county of Clackamas, in the State of Oregon; and running thence South 78° 30' East 4.50 chains; thence North 11° East 9.19 chains; thence North 78° 30' West 4.197 chains; thence North 11° 00' East 28.50 chains to the North boundary line of the D. L. C. of Thomas J. Chase and wife, Claim No. 46; thence West 20 feet; thence South 11° 00' West 37.69 chains to the place of beginning and containing five acres of land, more or less, situate in section 23, T. 5.S.R.1.W. of the Willamette Meridian.</p> <p>Also - Beginning at a point thirty-one 31 chains South of the Northwest corner of the D.L.C. of Thomas J. Chase and wife in T.5.S.R.1.W. of the Willamette Meridian; thence south 78 1/2° East 30.85 chains; thence South 25° West to Butte Creek; thence down Butte Creek with meanders of the stream to the West boundary of the said D.L.C.;</p> <p style="text-align: right;">(Continued under Remarks)</p>				

(If more space required, attach separate sheet)

(a) Character of soil Willamette Chehalis

(b) Kind of crops raised Beans Berries

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, \$... 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) W. Earl Dunn
(Signature of applicant)

Remarks: (Continued from Item 8)

thence North on said western boundary to the place of beginning, containing sixty acres, more or less, in Clackamas County, Oregon.

Owned in fee simple by W. Earl and Lila F. Dunn, husband and wife.

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. 21609

Permit No. 16978

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 4th day of May,

1946 at 8:40 o'clock A.M.

Returned to applicant:

Corrected application received:

Approved:

August 15, 1946

Recorded in book No. 41 of

Permits on page 16978

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 2 Page 38 H

Fees Paid \$13.10

PERMIT

STATE OF OREGON, } ss County of Marion,

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 0.68 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 May 4, 1946

Actual construction work shall begin on or before August 15, 1947 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1948 Extended to Oct. 1, 1952

Complete application of the water to the proposed use shall be made on or before October 1, 1949 Extended to Oct. 1, 1952

WITNESS my hand this 15th day of August, 1946.

CHAS. E. STRICKLIN STATE ENGINEER