

CERTIFICATE NO. 20761
49803

* APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Oregon

I, Arthur R. Zehner (Name of applicant)
 of Hubbard Rt. 1 Box 250 (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 an unnamed stream (Name of stream)
trib of Mill Creek, a tributary of Pudding River

2. The amount of water which the applicant intends to apply to beneficial use is 0.13
 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 1000 ft. S and 1300 ft. E from the NW
 corner of Sec. 33, T. 4 S., R. 1 W. W.M. approximately (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 $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 33, Tp. 4 S.
 (Give smallest legal subdivision) (N. or S.)
 R. 1 W., W. M., in the county of Marion
 (E. or W.)

5. The _____ to be _____
 (Main ditch, canal or pipe line) (Miles or feet)
 in length, terminating in the _____ of Sec. _____, Tp. _____,
 (Smallest legal subdivision) (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 8 feet, length on top 50 feet, length at bottom
50 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 3 in. cent. pump
 (Size and type of pump)
22 HP tractor
 (Size and type of engine or motor to be used, total head water is to be lifted, etc.)
20 10 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
4 S	1 W	33	NW $\frac{1}{4}$ NW $\frac{1}{4}$	10

Property on which water is to be used is a part of that more explicitly described by applicant as follows: All of the following bounded and described real property, situated in the County of Marion and State of Oregon: Beginning at a point on the Boones Ferry Road which bears N. 39° 05' E. 70.89 feet from the stone at the intersection of this road with the road running West to Butteville; thence S. 52° 55' E. tracing old fence line, 318.45 feet to a point; thence N. 82° 35' E. tracing old fence line 442.57 feet to a point; thence N. 13° 50' E. tracing old fence line, 53.95 feet to a point; thence S. 85° 03' E. tracing old fence line 2031.19 feet to an old iron cog wheel on an iron shaft under old fence; thence North tracing old line and fence, 509.41 feet to a point; thence N. 52° 02' W. tracing present newly made fence, 1958.72 feet to a point in about the middle of the said Boones Ferry Road, thence South 39° 16' W. tracing about the middle of the said Boones Ferry Road 1879.77 feet to the place of beginning, containing 60.323 acres of land, more or less, a strip of which along the Westerly side thereof is occupied by about one half of the said Boones Ferry Road. All located in Sections 28 and 33, Township 4 South Range 1 West of the Willamette Meridian, in Marion County, Oregon.

(If more space required, attach separate sheet)

(a) Character of soil Willamette

(b) Kind of crops raised Berries Alfalfa

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, \$ 600.00

12. Construction work will begin on or before Has been commenced

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 yrs " "

(Sgd) Arthur R. Zehner
 (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. 21927.....

Permit No. 17260.....

PERMITTO 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 29th day of August

1946 at 2:47 o'clock P. M.

Returned to applicant:

Corrected application received:

Approved:

December 16, 1946

Recorded in book No. 42 of

Permits on page 17260

CHAS. E. STRICKLIN

STATE ENGINEER

Drainage Basin No. 2 Page 38 H.

Fees Paid \$9.50

PERMITSTATE OF OREGON, }
County of Marion, } ssThis 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 0.13 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 An Unnamed Stream

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 August 29, 1946

Actual construction work shall begin on or before December 16, 1947 and shall
thereafter be prosecuted with reasonable diligence and be completed on or before

October 1, 1948

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

October 1, 1949

WITNESS my hand this 16th day of December, 1946.

CHAS. E. STRICKLIN

STATE ENGINEER