

* APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, Perl L. Bya Rt. 2 (Name of applicant) of 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 Pudding River (Name of stream), a tributary of Molalla River

2. The amount of water which the applicant intends to apply to beneficial use is 0.15 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 1300 ft. S and 400 ft. W from the NE corner of Sec. 6, T. 7 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 NE 1/4 of Sec. 6, Tp. 7 S. (Give smallest legal subdivision) (N. or S.)

R. 1 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. (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 (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
7 S	1 W	6	SE 1/4 NE 1/4	8
			NE 1/4 NE 1/4	4

Property on which water is to be used is a part of that more explicitly described by applicant as follows: Commencing on the North line and South 89° 23' West 14.65 chains from the most Easterly Northeast corner of the Donation Land Claim of Wesley Shannon and wife in Twp. 7 S. R 1 W of the W. M.; thence South 13.12 chains; thence North 70° East 3.70 chains to the center of Pudding River; thence meandering said Pudding River up stream along the center of same to where the Salem to Silverton road crosses said river; thence South 61° 20' West along the center of said road 15.80 chains; thence North 4.22 chains; thence South 89° 48' West 10.725 chains; thence North 20.05 chains to the Northeast corner of a hundred (100) acre tract of land owned by, and known as the Elvin Herr property; thence North 8.25 chains along the east line of a 84.45 acre tract of land owned by Charles E. Schubert, to the North line of the Wesley Shannon D.L.C.; thence North 89° 23' East 12.43 chains along the North line of said claim, to the place of beginning, and containing 49.85 acres of land, more or less, and situated in Marion County, State of Oregon.

(If more space required, attach separate sheet)

(a) Character of soil clay 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 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, \$ 1000⁰⁰.....

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

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

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

(Sgd) Perl L. Bye
(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. 22000

Permit No. 17297

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 30th day of September, 1946, at 2:32 o'clock P.M.

Returned to applicant:

Corrected application received:

Approved:

December 16, 1946

Recorded in book No. 42 of

Permits on page 17297

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 2 Page 34

Fees Paid \$9.50

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 0.15 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 Pudding River

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 September 30, 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 Extended to Oct. 1, 1951

WITNESS my hand this 16th day of December, 1946

CHAS. E. S. STRICKLIN STATE ENGINEER