

CERTIFICATE NO. 20476

**\* APPLICATION FOR PERMIT**

**To appropriate the Public Waters of the State of Oregon**

I, Fred Zurbrugg (Name of applicant)  
of Rt 3, Silverton (Mailing address),

State of \_\_\_\_\_, 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 Drift Creek (Name of stream),  
a tributary of Pudding River.

2. The amount of water which the applicant intends to apply to beneficial use is 0.23  
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 1650 ft. N and 1500 ft. E from the SW  
corner of Sec. 9, 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 SW 1/4 of Sec. 9, 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 \_\_\_\_\_ 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— 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" cent pump  
(Size and type of pump)  
7 1/2 HP electric motor  
(Size and type of engine or motor to be used, total head water is to be lifted, etc.)  
10 18 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
7 S	1 W	9	SE $\frac{1}{4}$ NW $\frac{1}{4}$	7
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	11
				18

Beginning at a point 20 feet South of the Northwest corner of the land owned by T. R. Blackerby, this point being North 89° 27' West distant 171.9 feet from a point 20 feet South of the intersection of the North boundary of the J. M. Blackerby and Casandria Blackerby Donation Land Claim and the North and South line dividing said Claim into East and West halves; thence North 89° 27' West parallel to the North boundary of the aforesaid Donation Land Claim 1093.00 feet to a point 20 feet South of the North line of said Donation Land Claim; thence South 2396.2 feet to the North line of Leonard's land; thence East along said line 1093.00 feet to the Southwest corner of T. R. Blackerby's land; thence North along the West line of said land 2385.7 feet to the place of beginning and containing 60.00 acres of land more or less, and situated in Township 7, South, Range 1 West of the Willamette Meridian in Marion County, State of Oregon.

Save and except from the above described 60.00 acre tract of land, the following described premises to-wit; Commencing at the Northwest corner of a 60.00 acre tract of land conveyed by S. Kaiser to V. L. Brunner on the 5th day of November, 1900, deed of the same being recorded in Marion County records, Book of Deeds, Volume 82, Page 42; thence South 36.30 chains; thence East 1.65 chains; thence North 36.30 chains; thence West 1.65

(If more space required, attach separate sheet) (Continued under Remarks)

(a) Character of soil ..... clay .....

(b) Kind of crops raised ..... hops .....

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, \$ 1000<sup>00</sup>.....

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) Fred Zurbrugg  
(Signature of applicant)

Remarks: It is understood that low water flow of Drift Creek is probably all appropriated. (Continued from Item 8)

chains to the place of beginning and containing 6.00 acres of land, more or less, and situated in T. 7 S., R. 1 W., Willamette Meridian, Marion County, State of Oregon. Also, excepting from the above described 60.00 acre tract of land, a certain 30.00 acre tract of land heretofore conveyed by Jacob Zurcher and Anna Zurcher to Walter Von Flue by deed dated the 9th day of November, 1917, and recorded in said Marion County, Oregon, Book of Deeds, Volume 1114, Page 525. Commencing at a point which is the Northeast corner of a six acre tract of land conveyed by V. L. Brunner and Emma Brunner, his wife, to Christian Siegfried on the 10th day of August 1903, by a deed recorded in Marion County Records of Deeds, Volume 80, at page 551, on the 19th day of August, 1903, which said point is also North 89° 27' West 22.06 chains from a point 20 feet South of the intersection of the North boundary line of the J. M. Blackerby and Cassandra Blackeeby Donation Land Claim and the North and South line dividing said claim into East and West halves; running thence South 36.30 chains more or less to the North line of what is known as Leonard's land; thence East along said Leonard's North line 8.26 chains more or less to a point; thence North 36.30 chains more or less parallel with said Siegfried's East line to a point 20 feet South of the North boundary line of the said Donation Land Claim; thence North 89° 27' West 8.26 chains more or less to the place of beginning, containing 30 acres of land more or less in said county and State.

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.....

Application No. 22389

Permit No. 17702

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 April 1947 at 3:47 o'clock P. M.

Returned to applicant:

Corrected application received:

Approved:

July 3, 1947

Recorded in book No. 43 of

Permits on page 17702

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 2 Page 38 I

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 0.23 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 Drift 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 April 1, 1947

Actual construction work shall begin on or before July 3, 1948 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1949

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

October 1, 1950

WITNESS my hand this 3rd day of July, 1947

CHAS. E. STRICKLIN STATE ENGINEER