

* APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, Walter Berg (Name of applicant) of Rt. 2, 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 0.38 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 500 ft. E from the NW corner of Sec. 5, T. 6 S., R. 1 E., W. M. (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 NW 1/4 of Sec. 5, Tp. 6 S, R. 1 E, W. M., in the county of Clackamas

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—

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

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

15 8 gpm sprinklers 20 ft. static head

*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	1 E	5	NE $\frac{1}{4}$ NW $\frac{1}{4}$	20
			NW $\frac{1}{4}$ NW $\frac{1}{4}$	10
				30
Beginning at a point 109 rods West of the Northwest corner of the John M. Drake, D.L.C. in Township Six South, of Range One East of the Willamette Meridian, in Clackamas County, Oregon; thence West 21 rods; thence South 40 rods; thence West 30 rods; thence South 38 $\frac{1}{2}$ rods; thence East 51 rods; thence North 78 $\frac{1}{2}$ rods to the place of beginning, containing 17.53 acres of land, more or less, and situated in the County of Clackamas and State of Oregon.				
ALSO: Beginning at a point which is ten (10) rods east of the Northeast corner of the West Half of the Northwest quarter of Section Five in Township Six South of Range One East of the Willamette Meridian, in Clackamas County, Oregon; thence East Twenty rods; thence South Forty rods; thence West Thirty rods; thence North twenty Four rods; thence East Ten rods; thence North sixteen rods, to the place of beginning and containing Six and one half acres of land, all situated in Township Six South and in Section Five (5), Range One East of the Willamette Meridian, in Clackamas County, Oregon.				

(If more space required, attach separate sheet)

(a) Character of soil silt loam Willamette

(b) Kind of crops raised clover 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

Application No. 22615

Permit No. 17973

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 6th day of June, 1947 at 11:00 o'clock A.M.

Returned to applicant:

Corrected application received:

Approved:

January 15, 1948

Recorded in book No. 44 of Permits on page 17973

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 2 Page 38 I.

Fees Paid \$10.00

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 0.38 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 June 6, 1947

Actual construction work shall begin on or before January 15, 1949 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1950

Complete application of the water to the proposed use shall be made on or before October 1, 1951

WITNESS my hand this 15th day of January, 1948

CHAS. E. STRICKLIN STATE ENGINEER