

ASSIGNED, See Will. P. 3 Page 325

* APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

Correspondence to Ralph Kester, Amity, Oregon

I, Albert Valentin

(Name of applicant)

of 614 Fillmore St

(Mailing address)

Denver

State of Colorado

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 spring

(Name of stream)

Soap Creek

a tributary of Luckiamute R.

2. The amount of water which the applicant intends to apply to beneficial use is 0.02

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 dom. and stock

(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

including irrig of 1/2 ac dom lawn & gardens

4. The point of diversion is located ft. and ft. from the

(N. or S.)

(E. or W.)

corner of

(Section or subdivision)

1809.6 feet S. 10° 39' E from the NW corner of Section 11, T. 10 S., R. 5 W. of

the Willamette Meridian, in Benton County, Oregon

(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 SW 1/4 of the NW 1/4 of Sec. 11, Tp. 10 S.,

(Give smallest legal subdivision)

(N. or S.)

R. 5 W., W. M., in the county of Benton

5. The pipe to be 3200

(Main ditch, canal or pipe line)

(Miles or feet)

in length, terminating in the NE 1/4 of the SW 1/4 of Sec. 2, Tp. 10 S.,

(Smallest legal subdivision)

(N. or S.)

R. 5 W., W. M., the proposed location being shown throughout on the accompanying map.

(E. or W.)

DESCRIPTION OF WORKS

Diversion Works—

cement enclosure

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 gravity flow

(Size and type of pump)

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

*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? No Estimated capacity, ... sec. ft.

8. Location of area to be irrigated, or place of use

Table with 5 columns: Township, Range, Section, Forty-acre Tract, Number Acres To Be Irrigated. Row 1: 10 S, 5 W, 2, NE 1/4 of SW 1/4. Below table: Property on which water is to be used is a part of that more explicitly described by the applicant as follows: Parcel 1: Only so much of the following described property as is situated in Polk County, Oregon; Beginning at a 1/2" pipe, the quarter Section corner between Sections 2 and 3 in Township 10 South, Range 5 West of the Willamette Meridian, in Polk County, Oregon running thence North 89° 59' East along the subdivision line 62.943 chains to a 3/4" pipe, thence South 35° 38' East 17.254 chains to a 3/4" pipe, which is the Northeast corner of G. B. Smith Donation Land Claim No. 51, thence South 35° 38' East along the Northeast line of said claim and extended 51.523 chains to a 1 1/4" pipe on the West line 16.757 chains South 18° 52' West of the Northwest corner of Claim No. 42, thence South 18° 52' West .942 chains to the center of the County Road, thence along the center of said road North 49° 30' West 1.482 chains to a point 20 feet South of the County line, thence along the center of said road and parallel with the County line South 89° 52' West 62.885 chains to a 3/4" pipe, thence North 48° 55' West along center of said road 11.374 chains to a 3/4" pipe, thence South 80° 16' West 36.417 chains to a 1" x 1" iron bar, thence South 71° 53' West 13.209 chains to a 3/4" pipe, thence North 29° 27' West 20.113 chains to a 3/4" pipe, which is 2.072 chains North 29° 27' West of the Southeast corner of the Thomas W. Berry Claim No. 52, thence South 60° 33' West 29.504 chains to a point .459 chains North 60° 33' East of a 3/4" pipe, thence North 21° 27' West 23.311 chains to a point .459 chains

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

(a) Character of soil ... (b) Kind of crops raised ...

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. (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 2

(Answer questions 11, 12, 13, and 14 in all cases)

11. Estimated cost of proposed works, \$.....

12. Construction work will begin on or before

13. Construction work will be completed on or before

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

(Sgd) Albert Valentin
(Signature of applicant)

Remarks: Pipe has been in operation about 20 years

(Continued from Item 8)

North 61° 31' East of a 3/4" pipe, thence North 61° 31' East 73.588 chains to a 3/4" pipe, on the Section line, thence South 0° 15' East 3.022 chains to the place of beginning. Saving and excepting from the above described real property all lands lying and situate in Benton County, Oregon, and save and except right of way for County Road in Polk County, Oregon; and except that portion thereof conveyed to Polk County, Oregon for road purposes by the United States of America by deed dated August 20, 1947. Subject to an easement granted the Mountain States Power Company dated November 30, 1930 and recorded December 19, 1930 in Volume 91 page 544, Deed Records of Polk County, Oregon.

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 completion.....

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before December 26, 1947.

WITNESS my hand this 26th day of November, 1947.

CHAS. E. STRICKLIN
STATE ENGINEER

By Ed K. Humphrey, Assistant

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 18th day of September, 1947 at 11:30 o'clock A.M.

Returned to applicant:

Corrected application received:

Approved:

March 1, 1948

Recorded in book No. 444 of

Permits on page 18042

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 2 Page 18 B

Fees Paid \$20.00

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 0.02 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 spring

The use to which this water is to be applied is stock and domestic, including the irrigation of not to exceed 1/2 acre domestic lawns and gardens for each family, being 0.01 c.f.s. for stock and 0.01 c.f.s. for domestic.

If for irrigation, this appropriation shall be limited to of one cubic foot per second

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 18, 1947

Actual construction work shall begin on or before March 1, 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, 1950

WITNESS my hand this 1st day of March, 1948.

CHAS. E. STRICKLIN STATE ENGINEER