

\* APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, Anna M. Rutschman (Name of applicant) of Dayton Rt. 2 (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 Luckiamute River (Name of stream), a tributary of

2. The amount of water which the applicant intends to apply to beneficial use is 0.85 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 ft. and ft. from the corner of S. 84° 50' E. 772 ft. and S. 14° W. 150 ft. from the N.W. corner of Neally D.L.C. No. 62 (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 SW 1/4 SE 1/4 of Sec. 14, Tp. 9 S., R. 5 W., W. M., in the county of Polk (E. or W.) (Give smallest legal subdivision) (N. or S.)

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 (Size and type of pump)

(Size and type of engine or motor to be used, total head water is to be lifted, etc.) 15 25 gpm & 9 15 gpm sprinklers average 30 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
9 S.	5 W.	See Acreages below		

Property on which water is to be used is a part of that more explicitly described by applicant as follows: Beginning at the Northwest corner of Mathew M. Neally Donation Land Claim, Notification No. 2471, Claim No. 62, Township Nine South, Range Five West of the Willamette Meridian in Polk County, Oregon, and running thence South 84° 50' East along the North boundary line of said claim 11.68 chains, thence South 14° West 48.21 chains to the center of the County Road, thence North 87° West along the center of said road 17.32 chains to the West boundary line of said claim, thence North 20° East along said boundary line 49.19 chains to the place of beginning. Reserving unto the United States of America an easement for a telephone line on, over and across a strip of land 20 feet wide, being 10 feet wide on each side of the center of a telephone line as now located over and across said property and used by the United States of America in connection with property now owned by it at Camp Adair Oregon, together with the right of ingress and egress along said telephone line at any and all times for any and all of the following purposes: Constructing, reconstructing, repairing, rebuilding, replacing, renewing, altering, patrolling, inspecting, operating, maintaining, and removing said telephone line and appurtenances convenient thereto. This easement shall continue for a period of 6 months from the date hereof. Subject to right of way to strip of land 60 feet wide deeded to Valley & Siletz Railroad Company, Deed Record 63, page 766, recorded May 27, 1915. Subject to rights of the public in and to any portion of said property lying within the boundaries of roads and highways.

(a) Character of soil ..... Carlton .....  
 (b) Kind of crops raised ..... Grain & cultivated crops .....

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, \$.....
- 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 " " " .....

(Sgd) Anna M. Rutschman  
(Signature of applicant)

Remarks:				
Township	Range	Section	Forty-acre tract	Acres to be irrig.
9 S.	5 W.	14	SW $\frac{1}{4}$ SE $\frac{1}{4}$	7.1
		23	NW $\frac{1}{4}$ NE $\frac{1}{4}$	18.8
			SW $\frac{1}{4}$ NE $\frac{1}{4}$	6.7
			NE $\frac{1}{4}$ NW $\frac{1}{4}$	9.4
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	26.0
				<u>68.0</u>

STATE OF OREGON, }  
 County of Marion, }<sup>ss</sup>

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. 23001

Permit No. 18194

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 22nd day of January

1948 at 3:18 o'clock P. M.

Returned to applicant:

Corrected application received:

Approved:

July 1, 1948

Recorded in book No. 44 of

Permits on page 18194

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 2 Page 15 A

Fees Paid \$20.70

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 0.85 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 Luckiamute River

The use to which this water is to be applied is irrigation

If for irrigation, this appropriation shall be limited to 1/30th 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 January 22, 1948

Actual construction work shall begin on or before July 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, 1951

WITNESS my hand this 1st day of July, 1948

CHAS. E. STRICKLIN

STATE ENGINEER