

* APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Oregon

I, Malcolm H. Armour (Name of applicant)

of Route 1, Box 394, Aloha, Oregon (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 Little Luckiamute and Luckiamute rivers (Name of stream), a tributary of Willamette River

2. The amount of water which the applicant intends to apply to beneficial use is 0.9625 MHA. As any water taken from the Little Luckiamute will be just above its confluence with the Luckiamute, it is essentially the same source. 0.9 cu. ft. per second will be pumped from the Little Luckiamute, more or less, in more or less quantity from the Little Luckiamute.

**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 1750 ft. S and 2310 ft. E from the N.W. corner of Sec. 15, T. 9 S., R. 5 W. located below (east) the confluence of the Little Luckiamute and the Luckiamute Rivers. Portable pumping equipment will be used up the Little Luckiamute from the confluence of the two rivers for a distance of 330 ft. and down the Luckiamute from the confluence for a distance of 2970 ft. The point of this confluence. (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 SE 1/4 of the NW 1/4 of Sec. 15, Tp. 9 S., R. 5 W., W. M., in the county of Polk, Ore.

5. The only portable equipment at this time to be in length, terminating in the of Sec. 15, Tp. 9 S., R. 5 W., W. M., the proposed location being shown throughout on the accompanying map.

DESCRIPTION OF WORKS

Diversion Works— None contemplated at present time 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 3" centrifugal with 30 HP motor. Water suction at various points will average 20' thru out the season. Total head should be about 110'. (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, 1800 ft.; size at intake, 6" in.; size at 30 ft. from intake 6 in.; size at place of use 5 - 4 - 3 in.; difference in elevation between intake and place of use, 25 ft. Is grade uniform? Yes Estimated capacity, 1.0 sec. ft.

8. Location of area to be irrigated, or place of use of the Little Luckiamute and the Luckiamute Rivers

Township	Range	Section	Forty-acre Tract	Number Acres To Be Irrigated
9 S	5 W	10	SE 1/4 SW 1/4	8
9 S	5 W	10	SW 1/4 SE 1/4	14
9 S	5 W	15	NE 1/4 NW 1/4	20
9 S	5 W	15	SE 1/4 NW 1/4	5
9 S	5 W	15	NW 1/4 NE 1/4	28
9 S	5 W	15	SW 1/4 NE 1/4	2

Property in which the above areas are located consists of three tracts of land herewith described: Beginning at an angle iron 48 inches long, which point is North 79° West 28.50 chains from the Southeast corner of the Solomon Tetherow Donation Land Claim, Notification No. 2466, Claim No. 47, thence North 62.07 chains to the center of the county road; thence North 89°37' West along the center of said road 16.55 chains; thence South 58.78 chains to the south line of said Donation Land Claim; thence South 79° East 16.85 chains to the place of beginning, all in Township 9 South, Range 5 West of the Willamette Meridian, Excepting a strip of land 20' wide for road in Deed recorded November 7, 1923 in Book 77 at Page 277, Deed Records of Polk County, Oregon.

(CONTINUED UNDER REMARKS)

(If more space required, attach separate sheet)

(a) Character of soil Chehalis silty loam 60 acres; Wapato silty clay loam 10 acres; Melbourne 4 acres; Newberg sandy loam 3 acres.

(b) Kind of crops raised Sugar beet seed at present. In the future vegetables, clovers and grass for pasture, hay and seed.

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, \$ 4,000.00

12. Construction work will begin on or before on 15 acres: presently

13. Construction work will be completed on or before 14 September, 1952

14. The water will be completely applied to the proposed use on or before 14 September 1952

(Sgd) Malcolm H. Armour

(Signature of applicant)

Malcolm H. Armour

Remarks:

Maps herewith enclosed contain lines indicating the three parcels of land as described in the above description.

This application is submitted to supplement and as a safeguard to protect the right represented by Permit No. 13736 but not to supplant same.

Item # 8

Parcel 2: Beginning at a point in the center of the County Road leading from Monmouth to Lewisville, said point being marked by an iron pipe 1 1/4" in diameter, and is 26.63 chains North and 43.54 chains East from the Northwesterly corner of the B. F. Musick Donation Land Claim No. 58 in Township 9 South of Range 5 West of the Willamette Meridian, and running thence East in the center of the county road 16.66 chains to the Northwest corner of tract of land formerly owned by C. M. Tetherow, thence South 30.01 chains; thence West 16.66 chains. thence North 30.01 chains to the place of beginning.

Parcel 3: Beginning at a point which is 3.38 chains South and 43.54 chains East from the Northwesterly corner of the B. F. Musick Donation Land Claim No. 58, in Township 9 South, Range 5 West of the Willamette Meridian; thence East 16.66 chains to the C. M. Tetherow tract; thence South 28.77 chains to the Southwest corner of the C. M. Tetherow tract; thence North 79° West 8.50 chains; thence South 2 chains to the center of the Luckiamute River; thence up the center of the Luckiamute River to a point South of the place of beginning; thence North 34.23 chains to the place of beginning.

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 forcompletion.....

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before October 20, 1948.

WITNESS my hand this 20th day of September, 1948.

CHAS. E. STRICKLIN

STATE ENGINEER

By

Ed K. Humphrey, Assistant
dh

Application No. 23422

Permit No. 18567

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 15th day of September, 1948, at 8:00 o'clock A. M.

Returned to applicant:

Corrected application received:

Approved:

April 25, 1949

Recorded in book No. 45 of Permits on page 18567

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 2 Page 15A & 18 B

Fees Paid \$22.05

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 0.963 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 and Little Luckiamute River, being 0.9 c.f.s. from Luckiamute River and 0.063 c.f.s. from Little Luckiamute 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; provided further that the amount of water allowed herein, together with the amount secured under any other right existing for the same lands shall not exceed the limitation allowed herein,

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 December 10, 1948

Actual construction work shall begin on or before April 25, 1950 and shall thereafter be prosecuted with reasonable diligence and be completed on or before

October 1, 1951 Extended to Oct. 1, 1954

Complete application of the water to the proposed use shall be made on or before October 1, 1952 Extended to Oct. 1, 1954

WITNESS my hand this 25th day of April, 1949.

CHAS. E. STRICKLIN

STATE ENGINEER