

* APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Oregon

I, Elmer Ernst (Name of applicant) of St. Paul (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 Willamette River (Name of stream), a tributary of

2. The amount of water which the applicant intends to apply to beneficial use is 0.25 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 at any point where Willamette River touches property described herein (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 N 1/2 SW 1/4 & NW 1/4 SE 1/4 of Sec. 13, Tp. 4 S (Give smallest legal subdivision) (N. or S.)

R. 3 W, W. M., in the county of Marion (E. or W.)

5. The (Main ditch, canal or pipe line) to be (Miles or feet) in length, terminating in the (Smallest legal subdivision) of Sec. , Tp. (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 in. cent pump (Size and type of pump)

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

15 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
4 S	3 W	13	NE $\frac{1}{4}$ SW $\frac{1}{4}$	10
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	6
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	4
				20

Property on which water is to be used is a part of that more explicitly described by applicant as follows:

~~Beginning at a point on the East boundary of Donation Land Claim No. 73, in Township 4 South, of Range 2 West, 1.52 chains South of the Southwest corner of Donation Land Claim No. 61; and running thence North 74 $\frac{1}{2}$ $^{\circ}$ West 57.05 chains; thence North 83 $\frac{1}{4}$ $^{\circ}$ West 57.10 chains; thence North 6.21 chains to the Willamette River; thence with the meandering thereof to the Southwest corner of a One (1) acre parcel of land; thence South 67 $\frac{1}{2}$ $^{\circ}$ East 3.10 chains; thence North 65 $^{\circ}$ East 3.75 chains; thence South 67 $\frac{1}{2}$ $^{\circ}$ East 71.00 chains; thence South 26 $\frac{1}{2}$ $^{\circ}$ West 9.12 chains to the beginning point, and containing 127 acres more or less; EXCEPTING from the operation of this description the following:~~

Beginning on the East boundary line of the Donation Land Claim of Michael Accotti, same being Claim No. 73, in Township Four (4) South, Range Two (2) West of the Willamette Meridian in Marion County, Oregon, at a point 19.42 chains North 25 degrees 30' East of the Southeast corner of said Claim; said point of beginning (CONT'D UNDER REMARKS)

(If more space required, attach separate sheet)

(a) Character of soil Wapato Amity

(b) Kind of crops raised Hops Beans clover

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, \$ 1500⁰⁰.....

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) Elmer Ernst
(Signature of applicant)

Remarks:

(continued from Item 8) being also 1.52 chains South 25 degrees 30' West from the Southwest corner of the Donation Land Claim No. 61 in said Township and Range; and from thence running North 25 degrees 30' East along the East boundary line of said Claim Number 73, 9.12 chains; thence North 67 degrees 30' West 56.23 chains to the middle of a County Road; thence South 14 degrees 48' West along the middle of said County Road 15.95 chains to the North boundary line of T. J. Conner's land; thence South 74° 37' East, along the North boundary line of said T. J. Conner's land, 54.09 chains to the place of beginning and containing 68.68 acres of land.

ALSO EXCEPTING the following: Beginning on the North line of the farm of Thom. J. Connor in the center of the County Road connecting the St. Paul-Dayton road and the St. Paul-Mission road; thence North 74½° West 384 feet; thence North 14° 48' East 226 feet; thence South 74° East 384 feet; and thence South 14° 48' West to the place of beginning; being in Marion County, Oregon.

ALSO EXCEPTING the following: Commencing at the Southwest corner of the tract of land conveyed to Gerald Connor by S. J. Connor and Agnes Connor, his wife, on January 23rd, 1922 and recorded on November 10, 1922 in Volume 171, page 27, Book of Deeds, Marion County, Oregon; thence N. 74½° W. 375 feet to an iron pipe; thence N. 14° 48' E. 301 feet to an iron pipe; thence S. 74½° E. 759 feet to the center of the County Road; thence S. 14° 48' W. 75 feet along the center of said County Road to an iron pipe; being the Northeast corner of the above mentioned tract of land conveyed to Gerald Connor by S. J. Connor and Agnes Connor, his wife, thence N. 74½° W. 384 feet to an iron pipe, being the Northwest corner of the above mentioned tract of land; thence S. 14° 48' W. 226 feet to the point 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 for completion.....

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before August 12 19 49..

WITNESS my hand this 12th day of July 19 49..

..... CHAS. E. STRICKLIN
STATE ENGINEER

By Ed K. Humphrey, Assistant rn

Application No. 23770

Permit No. 18757

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 4th day of May, 1949, at 2:50 o'clock P. M.

Returned to applicant:

Corrected application received:

Approved:

September 15, 1949

Recorded in book No. 46 of Permits on page 18757 CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 2 Page 64 C

Fees Paid \$15.00

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 0.25 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 Willamette 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,

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 May 4, 1949

Actual construction work shall begin on or before September 15, 1950 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1951

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

October 1, 1952

WITNESS my hand this 15th day of September, 1949.

CHAS. E. STRICKLIN

STATE ENGINEER