

CERTIFICATE NO. 20502

ASSIGNED, See Misc. Res. Vol. 3 Page 149

* APPLICATION FOR PERMIT

ASSIGNED, See Misc. Res. Vol. 3 Page 149

To appropriate the Public Waters of the State of Oregon

I, Gurine Hatteberg Estate (Name of applicant) of c/o Leonard Hatteberg 723 S. Water St., Silverton 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 Abiqua Creek (Name of stream), a tributary of Pudding River

2. The amount of water which the applicant intends to apply to beneficial use is 0.18 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 22 rods S and 62 rods W from the NE corner of Joseph & V.L. Cox DLC (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 NE 1/4 of Sec. 21, Tp. 6 S (Give smallest legal subdivision) (N. or S.)

R. 1 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. (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 in. cent. pump (Size and type of pump)

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

10 15 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
6 S	1 W	21	SW $\frac{1}{4}$ NE $\frac{1}{4}$	10
			SW $\frac{1}{4}$ NW $\frac{1}{4}$	2
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	2
				14

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

For Irrigation Permit Estate of Gurine Hatteberg
 Commencing on the East Boundary line of the Donation Land Claim of Joseph Cox and V. L. Cox, his wife, in T. 6 S. R. 1 W. Willamette Meridian, in Marion County, Oregon where said boundary is crossed by the middle of the Abaqua Creek; thence down the Creek as follows: South 79 degrees 15' West 4.41 chains South 58 degrees 15' West 6.63 chains; North 88 degrees 25' West 4.73 chains; West 76 degrees 45' West 4.89 chains; North 72 degrees 8' West 10.29 chains; South 70 degrees West 2.41 chains; North 55 degrees West 5.79 chains; North 2 degrees 15' West 5.57 chains; North 58 degrees West 4.46 chains to the West boundary line of the land sold by W. N. Tucher to John English; thence South 7.24 chains to the North boundary of the D. L. C. of Joseph Cox and wife; aforesaid; thence West 4.70 chains to the Northwest corner of a piece of land sold by the said Joseph Cox and wife to James Tucker; thence South 40 chains; thence East 25 chains; thence North 27.50 chains thence East

(If more space required, attach separate sheet)

(continued under Remarks)

(a) Character of soil sandy

(b) Kind of crops raised truck

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) Leonard Hatteberg Administrator

(Signature of applicant)

(Sgd) Martin J. Hatteberg by L. Hatteberg

(Sgd) Luther Hatteberg by L. Hatteberg Adm.

Remarks:

(continued from Item 8)

20 chains; thence North 9.40 chains to the place of beginning and containing 109.78 acres more or less.

Exception therefrom 25 acres conveyed to Willis English on the 10th day of October 1902; also except 2 acres conveyed to G. W. Palmer on the 2nd day of August 1892; both tracts conveyed by Z. J. Sparks.

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

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

WITNESS my hand this day of, 19.....

Application No. 23794

Permit No. 18816

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 19th day of May, 1949, at 3:00 o'clock P.M.

Returned to applicant:

Corrected application received:

Approved:

September 15, 1949

Recorded in book No. 46 of

Permits on page 18816

CHAS. E. STRICKLIN

STATE ENGINEER

Drainage Basin No. 2 Page 38 K

Fees Paid \$15.00

PERMIT

STATE OF OREGON, County of Marion, ss.

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 0.175 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 Abiqua 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 May 19, 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

Permits for power development are subject to the payment of annual fees as provided in sections 1 and 2, chapter 74, Oregon Laws 1933.