

\* APPLICATION FOR PERMIT CERTIFICATE NO. 19440

To appropriate the Public Waters of the State of Oregon

I, David E. Shatto (Name of applicant) of Rt 2, Box 98, Woodburn (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 Butte Creek (Name of stream), a tributary of

2. The amount of water which the applicant intends to apply to beneficial use is 0.17 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, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 850.2 ft. N. and 896.5 ft. W from the corner of most southerly S. E. corner of the Thos. J. Chase DIC (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 NW 1/4 NW 1/4 of Sec. 25, Tp. 5 S (Give smallest legal subdivision) (N. or S.)

R. 1 W, W. M., in the county of Clackamas (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—

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

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

32 12 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
5 S	1 W	24	NW $\frac{1}{4}$ SW $\frac{1}{4}$	13
Property on which water is to be used is a part of that more explicitly described by applicant as follows:				
Beginning at a point in the center of Butte Creek 20.03 chains south 88° 56' west and 9.19 chains north 27' west from the southeast corner of the Thomas Chase D.L.C. in T. 5 S. R. 1 W.; thence north 27' west 3.31 chains; thence south 88° 56' west 6.4 links; thence north 8° 43' east 48.16 chains to an iron bolt; thence south 89° 43' east 6.41 chains to a plow-shear; thence south 3° 4' west 52.96 chains; thence north 66° west down Butte Creek 1.17 chains; thence north 48° west 4.00 chains; thence north 34° 30' west 3.70 chains; thence west 1.90 chains; thence south 33° 20' west still down said creek 5.02 chains to the point of beginning.				
Also an undivided one-half interest in and to the following described real property, to-wit:				
Beginning at the most easterly southeast corner of the above described D.L.C.; thence north 89° 43' west 20.18 chains to an angle in the east line of said claim; thence north 1° 15' west 25 links; thence south 89° 43' east 20.18 chains to the east line of said claim; thence south 25 links to the point of beginning.				
Also an easement for road purposes of 16½ feet of the north side of the following premises, to-wit: (continued under Remarks)				

(If more space required, attach separate sheet)

(a) Character of soil ..... Chehalis

(b) Kind of crops raised ..... pasture

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, \$ 4500<sup>00</sup>.....

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 ... Has been completely applied.

(Sgd) David E. Shatto  
(Signature of applicant)

Remarks: .....

(continued from Item 8)

Beginning at the southeast corner of the Thomas Chase D. L. C. in T. 5 S. R. 1 W. of the W. M.; thence north 39° west in the center of Butte Creek 5.50 chains; thence north 66° west still down the center of said creek 6.33 chains; thence north 3° 4' east 52.96 chains to a plow-shear; thence south 89° 43' east 6.40 chains; thence south 1° 15' east 25 links to an angle in said claim; thence south along the east line of said claim 59.46 chains to the point of beginning; in

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.....

STATE ENGINEER

Application No. 23912

Permit No. 18837

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 13th day of July, 1949, at 11:45 o'clock A.M.

Returned to applicant:

Corrected application received:

Approved:

September 15, 1949

Recorded in book No. 46 of Permits on page 18837

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 2 Page 38 K

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 0.163 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 Butte 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 July 13, 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