

* APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, R. F. Schmidt (Name of applicant)

of 106 S. Water St., Silverton (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 2 unnamed springs (Name of stream) trib. of Silver Creek, a tributary of Pudding River

2. The amount of water which the applicant intends to apply to beneficial use is 0.07 cubic feet per second. being 0.035 cfs from each (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 and domestic (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 425 N 500 W 130 ft. S and 15 ft. W from the corner of most westerly N.W. corner of the Buford Smith 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 NE 1/4 Sec. 11 and SE 1/4 of Sec. 2, Tp. 7 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— Springs will be enclosed in concrete

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.)

Details not determined

* 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.

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 1

(Answer questions 11, 12, 13, and 14 in all cases)

- 11. Estimated cost of proposed works, \$ not estimated
- 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) R. F. Schmidt
(Signature of applicant)

Remarks:

Property on which water is to be used is a part of that more explicitly described by applicant as follows:
 Commencing at the most Westerly Northwest Corner of the Donation Land Claim of Buford Smith and wife in Township 7 South, Range 1 West, of the Willamete Meridian; thence North 44° East 1.48 Chains; thence North 43° 15' West 14.08 chains; thence South 30° West 8.00 chains to the middle of County Road leading from Silverton to Silver Creek Falls; thence South 38° 48' East along the center of said Road 20.30 chains to a point in the West Boundary line of aforesaid Donation Land Claim; thence North along the line of Hicks Brothers land 11.60 chains to the beginning, containing 13.65 acres of land, more or less and situated in Marion County, and State of Oregon.
 Save and except all Roads and Roadways.
 Save and except therefrom land sold from the above described tract to Frank Maycomber

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. 23780

Permit No. 18880

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 10th day of May, 1949, at 2:50 o'clock P.M.

Returned to applicant:

Corrected application received:

Approved:

March 15, 1950

Recorded in book No. 46 of Permits on page 18880

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 2 Page 38 J

Fees Paid \$25.00

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 0.07 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 two unnamed springs, being 0.035 cfs from each

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

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 10, 1949

Actual construction work shall begin on or before March 15, 1951 and shall thereafter be prosecuted with reasonable diligence and be completed on or before

Extended to Oct. 1, 1954 October 1, 1952

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

Extended to Oct. 1, 1954 October 1, 1953

WITNESS my hand this 15th day of March, 1950

CHAS. E. STRICKLIN

STATE ENGINEER