

* APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, S. Leslie Stewart (Name of applicant) of Rickreall Box 94 (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 Athey Creek and reser. to be constructed (Name of stream), a tributary of S. Yamhill River

2. The amount of water which the applicant intends to apply to beneficial use is 0.44 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 125 ft. N and 950 ft. W from the E 1/4 corner of Sec 8, T. 6 S., R. 4 W., W.M. (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 SE 1/4 NE 1/4 of Sec. 8, Tp. 6 S., R. 4 W., W. M., in the county of Polk (Give smallest legal subdivision) (N. or S.)

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.), W. M., the proposed location being shown throughout on the accompanying map. (E. or W.)

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 (Size and type of pump) (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, 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	4 W	8	SW $\frac{1}{4}$ NE $\frac{1}{4}$	1.2
			SE $\frac{1}{4}$ NE $\frac{1}{4}$	2.9
			NE $\frac{1}{4}$ SE $\frac{1}{4}$	18.4
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	7.5
				30.0

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 the West Side Pacific Highway, 99-W, formerly known as the County Road leading from Amity to Rickreall, which is 53.60 chains north and 1.53 chains North 11° West from the Northwest corner of the William Turpin Donation Land Claim, No. 37, in Township 6 South, Range 4 West of the Willamette Meridian, in Polk County, Oregon, and running thence North 11° West 51.53 chains; thence East 4 chains; thence South 11° East 13.73 chains; thence East 43.42 chains to a rock at the Northwest corner of land formerly owned by L. B. Frazer; thence continuing East 13.75-2/3 chains; thence South 29.20 chains; thence West 13.75-2/3 chains to the boundary line of land formerly owned by G. W. Richardson;

(CONTINUED UNDER REMARKS)

(If more space required, attach separate sheet)

(a) Character of soil Willamette

(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, \$ 5000⁰⁰.....
- 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) S. Leslie Stewart
(Signature of applicant)

Remarks:

(Continued from Item 8) thence South 7.90 chains; and thence West 40.17 chains to the place of beginning, containing 206.50 acres of land, more or less.

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 November 7 19 49

WITNESS my hand this 5th day of October 19 49

CHAS. E. STRICKLIN
STATE ENGINEER

By
Ed K. Humphrey, Assistant

Application No.23902.....

Permit No.19073.....

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 7th day of July,
1949, at 10:58 o'clock A. M.

Returned to applicant:

Corrected application received:

Approved:

March 15, 1950

Recorded in book No. 46 of
Permits on page 19073

CHAS. E. STRICKLIN
STATE ENGINEER

Drainage Basin No. 2 Page 90 N

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 0.38 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 Athey Creek and reservoir
to be constructed under Application No. R-23901, Permit No. R-989.

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 from direct flow 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 from direct flow and storage from reservoir
to be constructed under Permit No. R-989.

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 7, 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

October 1, 1952

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

October 1, 1953

WITNESS my hand this 15th day of March, 1950.

CHAS. E. STRICKLIN

STATE ENGINEER