

CERTIFICATE NO. 2011

* APPLICATION FOR PERMIT

Superseded by Cert. No. 39842 41790

To appropriate the Public Waters of the State of Oregon

I, Clifford R. Nybakke (Name of applicant) of Rt. 1, Box 43, Hubbard (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 Pudding River (Name of stream), a tributary of

2. The amount of water which the applicant intends to apply to beneficial use is 0.32 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 Pudding 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 SW 1/4 NW 1/4 & SE 1/4 NW 1/4 of Sec. 36, Tp. 4 S., R. 1 W., W. M., in the county of Marion (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. (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 pump (Size and type of pump) gas motor powered by Ford Tractor (Size and type of engine or motor to be used, total head water is to be lifted, etc.)

24 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.

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, \$ 1500.00.....

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 yrs. " ".....

(Sgd) Clifford R. Nybakke

(Signature of applicant)

Remarks:

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

Beginning on the South line of the Jarius Bonney Donation Land Claim No. 53 in Township 4 South, Range 1 West of the Willamette Meridian at a point that is 51 rods West of the Southeast corner of said Donation Land Claim, said beginning point being the Southwest corner of 16.00 acres conveyed to L. W. Pulley, et al by deed recorded September 14, 1938 in Vol. 233, Page 493, Deed Records for Marion County, Oregon; thence West along the South line of said Donation Land Claim, 7 1/2 rods, more or less, to the Southeast corner of Lot Ten (10) of the Plan showing the Subdivision of the land of T. L. Bonney, Marion County, Oregon, (See Vol. 4, Page 7, Record of Town Plats for said County and State); thence North along the East line of said Lot, 2.97 chains to an angle in said line; thence North 30°30' East along the Easterly line of said Lot Ten (10) and of Lot Eight (8), in said Subdivision, 10.82 chains, more or less to the most Easterly Northeast corner of Lot Eight (8) in said Subdivision, which is also the intersection of the South bank of Pudding River with the South line of land conveyed to Andrew Sanders by deed recorded February 21, 1885 in Vol. 29, Page 332, Deed Records for said County and State; thence Easterly along the Southerly bank of said Pudding River to the West line of land conveyed to J. B. Dimick by deed recorded July 12, 1890 in Vol. 42, Page 1, Deed Records for said County and State; thence South along the West line of said Dimick land about 55 rods, to the place of beginning; containing about 25 acres of land, more or less. Save and except 1/2 acre conveyed to Marion County by deed recorded November 17, 1906 in Vol. 94, Page 603, Deed Records for Marion County, Oregon.

STATE OF OREGON, } ss.

County of Marion, }

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 January 23, 1950

WITNESS my hand this 23rd day of December, 19 49.

CHAS. E. STRICKLIN

STATE ENGINEER

By Ed K. Humphrey, Assistant

dh

Application No. 24039

Permit No. 19193

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 22nd day of August, 1949, at 2:15 o'clock P. M.

Returned to applicant:

Corrected application received:

Approved:

June 30, 1950

Recorded in book No. 47 of Permits on page 19193

CHAS. E. STRICKLIN

STATE ENGINEER

Drainage Basin No. 2 Page 34 A

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 0.32 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 Pudding 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 January 24, 1950

Actual construction work shall begin on or before June 30, 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 30th day of June, 1950.

CHAS. E. STRICKLIN

STATE ENGINEER