

* APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, Henry and Iva Novak (Name of applicant) of Route 2, Scio (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 Thomas Creek (Name of stream), a tributary of South Santiam River

2. The amount of water which the applicant intends to apply to beneficial use is cubic feet per second. .325 (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 Portable pumping equipment from Thomas Creek anywhere along creek from a point 1155' East and 891' South of the NW corner of the NW 1/4 SE 1/4 to a point 2409' South and 115.5' West of the NW 1/4 SE 1/4 Section 13, Township 10 South, Range 2 West, W.M. (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 of Sec. Tp. R., W. M., in the county of

5. The to be in length, terminating in the of Sec. Tp. R., 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 inch centrifugal pump powered by John Deere Model A tractor, lift of 5 feet (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, 1320 ft.; size at intake, 4 in.; size at 500 ft. from intake 3 in.; size at place of use 3 in.; difference in elevation between intake and place of use, 10 ft. Is grade uniform? Yes Estimated capacity, .325 sec. ft.

8. Location of area to be irrigated, or place of use $NE\frac{1}{4}SW\frac{1}{4}, NW\frac{1}{4}SE\frac{1}{4}, SE\frac{1}{4}SE\frac{1}{4}, SW\frac{1}{4}SE\frac{1}{4},$ Sec. 13, Tp. 10 S, R. 2 W. W.M.

Township	Range	Section	Forty-acre Tract	Number Acres To Be Irrigated
10 S	2 W	13	$NE\frac{1}{4}SW\frac{1}{4}$	1.8
10 S	2 W	13	$NW\frac{1}{4}SE\frac{1}{4}$	25.8
10 S	2 W	13	$SE\frac{1}{4}SE\frac{1}{4}$	0.25
10 S	2 W	13	$SW\frac{1}{4}SE\frac{1}{4}$	1.99
				29.84

Beginning at a point which is West 22.50 chains distant from the Northeast corner of the Southeast quarter of Section 13 in Township 10 South, Range 2 West of the Willamette Meridian, Oregon, thence North parallel with the East boundary line of said Section 14.39 chains to the center of the County Road; thence North $57^{\circ} 15'$ West along the center of said road 4.77 chains; thence West along the center of said road 15.23 chains; thence South parallel with the East boundary line of said Section 54.71 chains to the center of Thomas Creek; thence South $75-3/4^{\circ}$ East, following the meanders of said Creek up stream 1.85 chains; thence North $78-3/4^{\circ}$ East 9.85 chains; thence North $73^{\circ} 15'$ East 3.06 chains; thence North $63^{\circ} 30'$ East 1.50 chains; thence North $1^{\circ} 15'$ West 7.57 chains; thence North $84-1/4^{\circ}$ East 5 chains; thence North $53^{\circ} 45'$ East 2.17 chains; thence North 59° East 2.40 chains; thence North 3.86 chains to the South boundary line of the Donation Land Claim of Joseph Crank and wife, Notification No. 567, in said Township and Range; thence West leaving said Creek 4.95 chains to a point due South of the place of beginning, and thence North 20.01 chains to the place of beginning, and containing 101.25 acres, more or less, all lying and being in Linn County, Oregon.

(If more space required, attach separate sheet)

(a) Character of soil Newberg

(b) Kind of crops raised Red clover, vegetables, berries, 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, \$ 1000.00
- 12. Construction work will begin on or before June 15, 1950
- 13. Construction work will be completed on or before July 15, 1950
- 14. The water will be completely applied to the proposed use on or before August 15, 1950

(Sgd) Henry & Iva Novak
(Signature of applicant)

by Henry Novak

Remarks:

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. 24524

Permit No. 19377

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 12th day of April

1950, at 8:00 o'clock A.M.

Returned to applicant:

Corrected application received:

Approved:

June 30, 1950

Recorded in book No. 47 of

Permits on page 19377

CHAS. E. STRICKLIN

STATE ENGINEER

Drainage Basin No. 2 Page 42C

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 0.325 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 Thomas 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 still further limited to a diversion of not to exceed 0.325 c.f.s.,

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 April 12, 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

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