

CERTIFICATE NO. 19899

* APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, A. V. Gilbert (Name of applicant) of 1111 Main St., Sweet Home (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 Hamilton 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 0.94 + 0.01 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 Hamilton Creek touches property described herein

(If preferable, give distance and bearing to section corner)

SE 1/4 NE 1/4 there is more than one point of diversion, each must be described. Use separate sheet if necessary)

being within the 1/4 Sec 25 - 12S; 1/2 W & SE NW & N 1/2 SW 1/4 of Sec. 30, Tp. 12 S., R. 1 E., W. M., in the county of Linn

5. The 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 none feet, length on top feet, length at bottom feet; material to be used and character of construction

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 360 gpm pump (Size and type of pump)

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

36 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, 2300 ft.; size at intake, 5 in.; size at 900 ft. from intake in.; size at place of use 3 in.; difference in elevation between intake and place of use, 15 ft. Is grade uniform? yes 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
12 S.	1 E.	30	SW $\frac{1}{4}$ NW $\frac{1}{4}$	17.0
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	24.5
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	7.5
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	13.5
12 S	1 W	25	SE $\frac{1}{4}$ NE $\frac{1}{4}$	8.0
			NE $\frac{1}{4}$ SE $\frac{1}{4}$	5.0
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	0.5
				76.0

(If more space required, attach separate sheet)

(a) Character of soil black loam

(b) Kind of crops raised pasture seed crops

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

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

Beginning at the Northwest corner of the John Vinson place which is on the East line of the farm ^{owned} by E. Burrell and is 10.83 rods North of the most Northerly Southeast corner of the E. Burrell place in Section 25 T.12.S.R.1 W., of Willamette Meridian, in Linn County, Oregon, and running thence East 7 rods to the center of the old County Road; thence North $22 \frac{6}{7}$ rods; thence West 7 rods to the East line of the Burrell Place; thence South along the East line of the E. Burrell place $22 \frac{6}{7}$ rods to the place of beginning, containing one acre of land, more or less, in Linn County, Oregon.

ALSO, Beginning at the Northeast corner of the Donation Land Claim of Peter Powell, Notification No. 2507 said corner being the N.E. corner of the West half of the S.E. Quarter of Section 25 in Township 12 South, Range 1 West of the Willamette Meridian, Linn County, Oregon, and running thence South 13 rods to the center of Hamilton Creek; thence meandering down the center of Hamilton Creek in a Northwesterly direction to the North line of said Peter Powell's Donation Land Claim and to a point due West of the place of beginning; thence East to the place of beginning, containing one acre of land, more or less, in Linn County, Oregon.

Also, Beginning at the S.E. Corner of land of W. A. Gleason, in the center of Hamilton Creek; thence South $75^{\circ}13'$ East along the center of Hamilton Creek 5 chs.; thence North $37^{\circ}15'$ East in the center of said Creek 1;50 chains; thence North $42'$ East in the center of said Creek 2 chs.; thence North $19^{\circ}30'$ East in center of said Creek 2.25 chains.; thence North $75^{\circ}15'$ West 7.60 chs.; thence South 6.08 chs, to the place of beginning, containing 4.29 acres, more or less, situated int the County of Linn and the State of Oregon.

Also, Beginning at a point which is North 2.71 Chains distant from the Southeast corner of the west $\frac{1}{2}$ of the Northeast Quarter of Section 25 in Township 12 South, Range 1 West of the Willamette Meridian, Oregon; thence South $75\frac{1}{2}^{\circ}$ East 7.80 chains to the center of Hamilton Creek; thence up the center of said creek in an Easterly direction to a point which is West 9.35 chains distant from the east line of the Northeast $\frac{1}{4}$ of said Section 25; thence North $5;35$ chains to the center of a County Road; thence South 85° West 3.37 chains; thence South $58\frac{1}{4}^{\circ}$ West 4.78 chains; thence West 3.33 chains to the place of beginning, containing 2.92 acres, more or less, all lying in Linn County, State of Oregon.

ALSO, Beginning at the Southeast corner of the West half of the Northeast Quarter of Section 25 in Township 12 South of Range One West of the Willamette Meridian, in Linn County, Oregon, and running thence North 8.42 chains to a $\frac{1}{2}$ inch by 24 inch iron rod; thence West 3.39 chains to a stone 8 by 10 by 12 inches marked GS; thence South 2.34 chains to the center Hamilton Creek; thence up the center of said Hamilton Creek in a Southerly direction to the South line of the Northeast Quarter of said Section 25; thence East 3.39 chains to the place of beginning and containing 2.36 acres more or less, all lying and being in Linn County, State of Oregon.

Beginning at an iron pipe set at the Northeast corner of the South $\frac{1}{2}$ of the Northwest $\frac{1}{4}$ of Section 30, T.12 S.R.1 E., W.M. Linn County, Oregon; thence S. $89^{\circ}33'$ W. 2882.40 feet to a wagon hub set at the Northwest corner of the South $\frac{1}{2}$ of the Northwest $\frac{1}{4}$ of said Section 30; thence N. $89^{\circ}20'$ W. along the North line of the Southeast $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of Section 25, T.12 S.R.1 W., W.M., 1003.24 feet to an iron pipe set at a point which is S. $89^{\circ}20'$ E. 317.46 feet from the Northwest corner of the Southeast $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of said Section 25, thence S. $45^{\circ}29'$ W. 299.34 feet to an iron rod set at the Northeast corner of that certain tract of land which is described in a deed recorded on Page 523 of Volume 139 of Deed Records for Linn County, Oregon; thence S. $4^{\circ}32'$ E. 561.00 feet to an iron pipe set on the Northline of that certain tract of land which is described in a deed recorded on Page 485 of Volume 107 of Deed Records for Linn County, Oregon, thence East 202.40 feet to an iron rod set at the Northeast corner of said last described tract of land as it is fenced and maintained; thence S. $2^{\circ}38'$ E. along the East line of said tract of land as it is fenced and maintained 248.23 feet to the center of Linn County Market Road No. 20; thence Northeasterly along said Market Road center line, along the arc of a 477.50 foot radius curve to the right, (the long chord of which curve bears N. $75^{\circ}18'$ E. 188.50 feet) a distance of 189.70 feet; thence N. $86^{\circ}41'$ E. along the center line of said Market Road 157,60 feet to a point from which an iron pipe bears S. $0^{\circ}30'$ W. 21.70 feet; thence S. $0^{\circ}31'$ W. 347.26 feet to the center of Hamilton Creek at a point from which an iron pipe bears N. $0^{\circ}31'$ E. 46.00 feet; thence up the center line of Hamilton Creek as follows: S. $79^{\circ}00'$ E. 84.00 feet; thence S. $51^{\circ}00'$ E. 94.00 feet; thence S. $6^{\circ}30'$ E. 140.00 feet; thence S. $32^{\circ}00'$ W. 88.00 feet; thence S. $23^{\circ}00'$ E. 94.00 feet; thence S. $66^{\circ}30'$ E. 55.00 feet; thence N. $70^{\circ}30'$ E. 28.00 feet; thence N. $8^{\circ}30'$ W. 60.00 feet; thence N. $20^{\circ}00'$ E. 42.00 feet; thence N. $65^{\circ}03'$ E. 30.80 feet; thence S. $87^{\circ}30'$ E. 218.00 feet; thence S. $30^{\circ}30'$ E. 48.00 feet; thence S. $7^{\circ}30'$ W. 32.00 feet; thence S. $37^{\circ}00'$ E. 42.00 feet; thence N. $84^{\circ}30'$ E. 102.00 feet; thence N. $44^{\circ}00'$ E. 100.00 feet; thence N. $13^{\circ}00'$ W. 160.00 feet; thence N. $5^{\circ}00'$ E. 58.00 feet; thence

S. 77° 30' E. 220.00 feet; thence N. 78° 00' E. 90.00 feet; thence S. 40° 00' E. 50.00 feet; thence S. 20° 00' W. 120.00 feet; thence S. 5° 30' E. 81.00 feet; thence S. 43° 30' E. 138.00 feet; thence N. 26° 00' E. 44.00 feet; thence N. 61°-00' E. 57.00 ft. Thence S. 70°-00' E. 100.00 feet; thence S. 88° 00' E. 122.00 feet; thence S. 65° 00' E. 110.00 feet; thence S. 53° 45' E. 420.00 feet; thence N. 71° 30' E. 97.00 feet; thence N. 54° 00' W. 98.00 feet; thence N. 36° 00' E. 82.00 feet; thence S. 89° 00' E. 152.00 feet; thence S. 50° 00' E. 48.00 feet; thence S. 88° 00' E. 138.00 feet; thence N. 66° 00' E. 61.00 feet; thence S. 69° 00' E. 75.00 feet; thence N. 46° 00' E. 115.00 feet; thence N. 48° 00' E. 172.00 feet; thence N. 54° 00' E. 320.00 feet; thence S. 83° 30' E. 128.00 feet; thence N. 25° 00' E. 110.00 feet; thence N. 66° 00' E. 74.00 feet; thence N. 22° 00' E. 168.00 feet; thence N. 76° 00' E. 61.00 feet; thence N. 88° 10' E. 349.20 feet to a point on the longitudinal $\frac{1}{4}$ Section line in Section 30, T. 12 S., R. 1 E. W.M.; thence N. 0° 39' E. 1252.10 feet to the place of beginning and containing 142.62 acres, more or less.

Application No. 24641

Permit No. 19473

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 25th day of April, 1950, at 3:40 o'clock P. M.

Returned to applicant:

Corrected application received:

Approved:

September 29, 1950

Recorded in book No. 47 of

Permits on page 19473

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 2 Page 42-C

Fees Paid 21.90

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 0.95 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 Hamilton 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 April 25, 1950

Actual construction work shall begin on or before September 29, 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 29th day of September, 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.