

CERTIFICATE NO. 26749

* APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, A. B. and Lottie M. Simons (Name of applicant) of Foster (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 Lewis Creek (Name of stream), a tributary of South Santiam R.

2. The amount of water which the applicant intends to apply to beneficial use is 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 and domestic, including irrigation of not to exceed 1/2 acre. (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 98 ft. S and 910 ft. W from the NE corner of Sec. 24, T. 13 S., R. 1 E., 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 NE 1/4 NE 1/4 of Sec. 24, Tp. 13 S., R. 1 E., W. M., in the county of Linn (Give smallest legal subdivision) (N. or S.) (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—

6. (a) Height of diversion dam 2 feet, length on top 16 feet, length at bottom 16 feet; material to be used and character of construction concrete (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 gravity flow (Size and type of pump)

50 ft. fall (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
13 S.	1 E.	24	NE $\frac{1}{4}$ NE $\frac{1}{4}$	3 and dom.
			NW $\frac{1}{4}$ NE $\frac{1}{4}$	8
			SW $\frac{1}{4}$ NE $\frac{1}{4}$	10
			SE $\frac{1}{4}$ NE $\frac{1}{4}$	4
				25

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

Beginning at a point on Section line that is Forty (40) rods North of the South East corner of the South East quarter of the North East quarter of Section Twenty four (24) in Township Thirteen (13) South of Range One (1) East of the Willamette Meridian, thence running North along Section line Thirty (30) rods, thence West Twenty Six (26) rods thence North Fifty (50) rods thence West Fifty Eight (58) rods thence South West Twenty Nine (29) rods, thence West Thirty Six (36) rods More or less to a point that is Sixty rods North and One hundred and forty (140) West of the place of beginning, thence South Sixty (60) rods thence East One hundred and forty rods to the place of beginning, Said described premises containing Fifty Six and one Eight (56 1/8) Acres More or less, In Linn County Oregon

(If more space required, attach separate sheet)

(a) Character of soil Red black loam sand and leaf mold

(b) Kind of crops raised Alfalfa berries gardens

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

Application No. 24725

Permit No. 19499

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 17th day of May 1950, at 4:05 o'clock P. M.

Returned to applicant:

Corrected application received:

Approved:

September 29, 1950

Recorded in book No. 48 of

Permits on page 19499

CHAS. E. STRICKLIN

STATE ENGINEER

Drainage Basin No. 2 Page 42-C

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 0.323 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 Lewis Creek

The use to which this water is to be applied is irrigation and domestic, including the irrigation of not to exceed 1/2 acre, being 0.313 cfs for irrigation and 0.01 cfs for 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 17, 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 Extended to Oct. 1, 1954

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

October 1, 1953 Extended to Oct. 1, 1954

WITNESS my hand this 29th day of September, 1950.

CHAS. E. STRICKLIN

STATE ENGINEER