

* APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, Kenneth A. Setness (Name of applicant)
of 415 Park St. -- Silverton (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 Abiqua Creek (Name of stream),
a tributary of Pudding River

2. The amount of water which the applicant intends to apply to beneficial use is 0.15 + 0.225 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 (N. or S.) (E. or W.)
corner of at any point where Abiqua Creek 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 NW 1/4 SE 1/4 SW 1/4 SE 1/4 of Sec. 24, Tp. 6S,
(Give smallest legal subdivision) (N. or S.)

R. 1W, W. M., in the county of Marion
(E. or W.)

5. The pipe line to be 500 (Miles or feet)
in length, terminating in the of Sec. , Tp. , (Smallest legal subdivision) (N. or S.)

R. 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 None feet, length on top None feet, length at bottom None feet; material to be used and character of construction None
(Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate None
(Timber, concrete, etc., number and size of openings)

(c) If water is to be pumped give general description Gasoline Motor (tractor)
(Size and type of pump)

Electric Later -
(Size and type of engine or motor to be used, total head water is to be lifted, etc.)

Sprinkler System - Details not determined

* 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, 500 ft.; size at intake, 6 in.; size at ft. from intake in.; size at place of use 5 & 4 in.; difference in elevation between intake and place of use, 20 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
6S	WILLAMETTE MERIDIAN 1W	24	SE $\frac{1}{4}$ SW $\frac{1}{4}$	24
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	9
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	40
				73

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

Beginning at a point 20 chains East of the Northwest corner of Section 25 in Township 6 South Range 1 West of the Willamette Meridian, thence East 22 Chains and 50 links; thence North 29 chains and 43 links to Abiqua Creek; thence North 60° West 1 chain and 28 links to Samuel Allen's Donation Land Claim line; thence South 28° 30' West 28 chains and 26 links to the Southeast corner of said Donation Land Claim; thence North 64° 30' West 9 Chains and 20 links; thence South 8 chains and 58 links to the place of beginning.

ALSO that tract described by commencing 42 chains and 50 links East of the Northwest corner of Section 25, Township 6 South Range 1 West of the Willamette Meridian; thence East 70 rods; thence North to the Abiqua Creek; thence down said creek to within 1 chain and 28 links of Samuel Allen's Donation Land Claim line; thence South to the place of beginning.

(Continued under Remarks) (If more space required, attach separate sheet)

(a) Character of soil Willamette Silt

(b) Kind of crops raised Hops & general farming

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, \$1,000.⁰⁰.....

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. " ".....

Kenneth A. Setness
(Signature of applicant)

Remarks: (Item 8 continued)

ALSO commencing on the South boundary of the Donation Land Claim of Samuel Allen and wife in Township 6 South Range 1 West of Willamette meridian at a stone on the East side of the County road leading to Silverton; thence South 64° 30' East 26 chains to the Southeast corner of said claim; thence North 28° 38' East on the East boundary of said claim 40 links; thence North 64° 30' West Parallel with the aforesaid South boundary 25 chains and 96 links to the East side of the aforesaid County road; thence South 34° 30' West 40 links to the beginning.

This application is made for the irrigation of 73 acres of land; however it is not intended to irrigate in excess of 30 acres in any irrigation season. It is intended to practice rotation in cropping and in this the lands to be irrigated will be the entire 73 acres, and in this rotation the entire 73 acres will ultimately be irrigated.

It is requested that the quantity allowed for the application be that required to irrigate 30 acres but made appurtenant to the entire 73 acres.

Should it develop that the available supply is not sufficient to irrigate 30 acres in any one year, then it is desired that the available supply be made appurtenant to the entire 73 acres.

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.....

STATE ENGINEER

Application No. 24966

Permit No. 19695

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, 1950, at 10:04 o'clock A.M.

Returned to applicant:

Corrected application received:

Approved:

January 31, 1951

Recorded in book No. 48 of Permits on page 19695

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 2 Page 38 M

Fees Paid 21.45

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 0.375 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 Abiqua 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 July 7, 1950 for 0.187 cfs & August 4, 1950 for 0.188 cfs

Actual construction work shall begin on or before January 31, 1952 and shall

thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1952 Extended to Oct. 1, 1953 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 Extended to Oct. 1, 1955

WITNESS my hand this 31st day of January, 1951

CHAS. E. STRICKLIN STATE ENGINEER