



***APPLICATION FOR PERMIT**

To appropriate the Public Waters of the State of Oregon

I, Peter F. Luby
(Name of applicant)
of Yoncalla,
(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 Portis Creek
(Name of stream)
a tributary of Elk Creek of the Yoncalla River.

2. The amount of water which the applicant intends to apply to beneficial use is 0.33
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 _____
(Section or subdivision)

The one quarter corner between sections 30 and 33, T. 33 N., R. 10 E.,
about 1,000 feet
(If preferable, give distance and bearing to section corners)

(If there is more than one point of diversion, each must be described. Use separate sheet if necessary)
being within the _____ of Sec. 33, Tp. _____
(Give smallest legal subdivision) (N. or S.)
R. _____ W. M., in the county of Douglas

5. The _____ to be _____
(Main ditch, canal or pipe line) (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.

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 _____
(Size and type of pump)
25-6 g.p.m. sprinklers
(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, see remarks 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, 40 feet ft. Is grade uniform? Yes Estimated capacity, 0.34 sec. ft.

8. Location of area to be irrigated, or place of use

Township	Range, N/W	Section	Forty-acre Tract	Number Acres To Be Irrigated
20 S.	4 E.	33	SW 1/4	15
"	"	33	SW 1/4	10

(If more space required, attach separate sheet)

- (a) Character of soil
- (b) Kind of crops raised

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.
- (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.

Tp. R. W. M.

(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.

(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, \$ 2100.00
- 12. Construction work will begin on or before material on hand
- 13. Construction work will be completed on or before Sprinkling system
- 14. The water will be completely applied to the proposed use on or before June 1917

Peter J. Luby
(Signature of applicant)

Remarks:

This project will be a 3" sprinkling system.

630 lbs. feet 1" main line

270 " " 3" lateral

25 sprinklers (6 galls. per minute)

7 1/2 H.P. Motor with a 2" pump (15 galls. per minute)

The Southeast Quarter of the Northeast Quarter and the East 20 rods of the Southwest Quarter of the Northeast Quarter and the North one-half of the Southeast Quarter of Section 33, Township 22 South Range 4 West and the Northwest Quarter of the Southwest Quarter of Section 34, Township 22 South Range 4 West in Douglas County, Oregon.

Except, beginning at a point 553 feet East and 260 feet South of the Quarter Section Corner between Sections Thirty-three and Thirty-four, Township Twenty-two South, Range Four West of the Willamette Meridian, thence South 14° 30' West 385 feet to County Road #8, thence along said road as follows; South 76° 30' East 276 feet thence North 45° 00' East 122.5 feet, thence North 20° 00' East 131 feet, thence North 31° 30' East 145 feet to a point on the North line of said Road 8, thence North 75° 30' West 390 feet to the place of beginning.

Also, except a parcel of land beginning at a point in the County Road #8, which is 930 feet East and 485 feet South of the Quarter Section Corner between Sections Thirty-three and Thirty-four, above township and range, thence North 47° 00' East along the South side of County Road #8, 248 feet, thence South 42° 30' East 156 feet to the North line of Parks Creek, thence South 74° 00' West along the North line of Parks Creek 275 feet, thence North 42° 30' West 35 feet to the place of beginning.

Except tract conveyed to School District No. 82 by deed dated December 16, 1911, recorded January 2, 1913, Book 71 Deeds page 517, records of Douglas County, Oregon.

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 194.....

WITNESS my hand this day of 194.....

STATE ENGINEER

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 0.313 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 Parks 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 May 21, 1951

Actual construction work shall begin on or before November 16, 1952 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1953

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

October 1, 1954

WITNESS my hand this 16th day of November 1951

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.

Application No. 25962
Permit No. 2043

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 21 day of May 1951 at 8:00 o'clock A. M.

Returned to applicant:

Corrected application received:

Approved:

November 16, 1951 of
Recorded in book No. 50

Permits on page

CHAS. E. STRICKLIN
STATE ENGINEER

Drainage Basin No. 46 Page 20

Fees Paid \$ STATE PRINTING DEPT