

Form 10

Permit No. 11365

*APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Oregon

I, Walter A. Schuler
(Name of applicant)
 of Rt. 1 Box 56 Aurora
(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 Willamette River
(Name of stream)
 a tributary of
2. The amount of water which the applicant intends to apply to beneficial use is 0.09 - 0.023
 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 the Willamette
River 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 SE 1/4 SE 1/4 of Sec. 31, Tp. 35
(Give smallest legal subdivision) (N. or S.)
 R. 1 W., W. M., in the county of Marion
(E. or W.)

5. The main ditch to be 5 miles
(Main ditch, canal or pipe line) (Miles or feet)
 in length, terminating in the SE 1/4 SE 1/4 of Sec. 31, Tp. 35
(Smallest legal subdivision) (N. or S.)
 R. 1 W., 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 5 feet, length on top 15 feet, length at bottom 15 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

5 h.p. electric motor cent. pump
(Size and type of engine or motor to be used, total head water to be lifted, etc.) (Size and type of pump)
15 - 3 gpm 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, 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 E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
35	1W	31	SE ¹ / ₄ SE ¹ / ₄	0.3
45	1W	5	NW ¹ / ₄ NW ¹ / ₄	1.7
		6	NE ¹ / ₄ NE ¹ / ₄	7.0

(If more space required, attach separate sheet)

(a) Character of soil *Chetahis*(b) Kind of crops raised *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 (Head) 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.

(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.

(No. N. or S.)

, R.

(No. E. or W.)

, 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, \$ 500.00

12. Construction work will begin on or before 1 year from approval date

13. Construction work will be completed on or before 2 yrs " " "

14. The water will be completely applied to the proposed use on or before 3 yrs from

approval date

Walter A. Schuler

(Signature of applicant)

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

Copy of Deed Martin to Schuler

Recorded March 13th 1947 Vol 1365 Page 497

The two portions of the following described tract which lies North of the Champoeg Memorial Highway, said highway being described in the deed recorded August 3, 1936 in Volume 226, Page 66, Deed Records for Marion County, Oregon:

Beginning at a point on the East line of Edward Mathoit's land North 86 degrees East 18.18 chains and North 15 degrees West 55.10 chains from the Southwest corner of the Donation Land Claim of Alexis Aubichon in Township 4 South, Range 1 West of the Willamette Meridian, Marion County, Oregon; thence North 15 degrees West 13.40 chains along the East line of Edward Mathoit's land to the right bank of the Willamette River; thence down the right bank of the Willamette River to the Southwest corner of R. Woolworth's land; thence South 56 degrees 15' East 14.38 chains to the Southeast corner of said R. Woolworth's land; thence North 33 degrees 45' East 9.53 chains to the center of the County Road leading from Butteville to Salem; thence South 27 degrees East 2.12 chains along the center of said road; thence South 8 degrees 45' East 3.32 chains along the center of the Salem and Butteville Road; thence South 2 degrees 45' West 7.24 chains along the center of said road; thence South 1 degree 30' West 4.75 chains along the center of the Salem and Butteville Road; thence South 9 degrees East 5.55 chains along the center of said road to the center of the County Road leading to Champoeg; thence South 66 degrees 30' West 10.19 chains along the center of the Champoeg Road; thence North 7 degrees East 13.07 chains to a point 0.92 chains South 7 degrees West from the Southeast corner of R. Woolworth's land; thence North 84 degrees 30' West 1.12 chains; thence South 56 degrees 30' West 15.48 chains to the place of beginning, and containing 33.44 acres of land, more or less, in Marion County, State of Oregon,

STATE OF OREGON,

ss.

County of Marion,

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

WITNESS my hand this

day of

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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 0.113 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 Willamette River

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 31, 1951 for 0.09 cfs & August 24, 1951 for 0.023 cfs.

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 19 51

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. 25297

Permit No. 26261

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 31st day of May
1951 at 4:00 o'clock P. M.

Returned to applicant:

Corrected application received:

Approved:

November 16, 1951

Recorded in book No. 50 of

Permits on page

CHAS. E. STRICKLIN
STATE ENGINEER

Drainage Basin No. 2 Page 64D

Fees Paid \$1.00