

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, Eldred R. Burton and Emma A. Burton, husband and wife
of Rt. 1, Scio
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 Burnester Creek and South Fork of Neal Creek

a tributary of Thomas Creek

2. The amount of water which the applicant intends to apply to beneficial use is .86

cubic feet per second. .56 from Burnester Creek and .20 from South Fork of Neal Creek

**3. The use to which the water is to be applied is Irrigation

4. The point of diversion is located ft. and ft. from the

corner of Irrigation by means of portable pumping equipment from Burnester Creek anywhere along creek within NE 1/4 and NE 1/4 Section 16, Township 10 South, Range 1 East W. 1/2. Acreage to be irrigated consists of 1.7 acres NW 1/4, 1.8 acres S 1/4, 30.3 acres NW 1/4 SE 1/4, and 11.8 acres NE 1/4 SE 1/4, Section 16, Township 10 South, Range 1 East W. 1/2. Also from South Fork of Neal Creek, anywhere along creek within NW 1/4 and S 1/4, Section 21, Township 10 S, Range 1 East W. 1/2. Acreage to be irrigated consists of 15.3 acres in NW 1/4 and 7.3 acres in S 1/4 of Section 21, Township 10 South, Range 1 East W. 1/2. Reference monument set at 1/4 corner between Sections 16 and 21 being within the

R. W. M. in the county of Clatsop

5. The main pipe line to be 1200' in length, terminating in the

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

rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate

(c) If water is to be pumped give general description

(Size and type of engine or motor to be used, total head water 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, 1200 ft.; size at intake, 4 in.; size at 1200 ft. from intake, 4 in.; size at place of use, 3 in.; difference in elevation between intake and place of use, 30 ft. Is grade uniform? Yes Estimated capacity, .36 sec. ft.

8. Location of area to be irrigated, or place of use (See below)

Township	Range E or W of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
10 S	1 E	16	SW 1/4 NE 1/4	1.7
10 S	1 E	16	SE 1/4 NE 1/4	1.6
10 S	1 E	16	SW 1/4 SE 1/4	31.2
10 S	1 E	16	SE 1/4 SE 1/4	12.3
10 S	1 E	21	SW 1/4 NE 1/4	15.3
10 S	1 E	21	SW 1/4 SE 1/4	7.3
				<u>69.2</u>

(If more space required, attach separate sheet)

- (a) Character of soil: Saline and sandy
- (b) Kind of crops raised: alfalfa, corn, hay

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.

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, \$3000.00

12. Construction work will begin on or before July 1, 1952

13. Construction work will be completed on or before July 10, 1952

14. The water will be completely applied to the proposed use on or before July 10, 1955

Eldred R. Burton Emma A. Burton

(Signature of applicant)

By. Eldred R. Burton

Remarks:

Beginning 10 chains West of the SE corner of Section 16 in T. 10 S. of R. 1 E. of the 1st, Oregon; and running thence North 60 chains; thence West 30 chains; thence South 60 chains; thence East 30 chains to the place of beginning, and containing 180 acres, more or less, situated and lying and being in Linn County, Oregon.

Save and excepting from the above described premises, 1/2 acre, more or less, heretofore conveyed to the Advent Christian Conference Church; 20 acres conveyed to W. I. Burton, and 20 acres conveyed to Emma B. Cree.

The West half of the Northeast quarter of Section 21 in Township 10, South, Range 1 East of the Willamette Meridian in Linn County, Oregon, containing 80 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

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 0.353 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 Fork of Seal Creek, Being 0.577 c.f.s. from Lurminster Creek and 0.276 c.f.s. from Seal Fork of Seal Creek. The use to which this water is to be applied is irrigation.

If for irrigation, this appropriation shall be limited to 1/10th 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

Actual construction work shall begin on or before and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 195

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

WITNESS my hand this day of

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. 46322
Permit No. 2048

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 17 day of August 1951, at 8:00 o'clock A. 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. Page 22A
Fees Paid