

Form-

Permit No. 20496

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Oregon

I, John A. Brodesser (Name of applicant) of Route 2 Woodburn (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 Butte Creek (Name of stream), a tributary of Pudding River

2. The amount of water which the applicant intends to apply to beneficial use is 0.38 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 corner of Any point on Butte Creek that touches property herein described (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 NW 1/4 of Sec. 25, Tp. 5S, R. 1W, W. M., in the county of Marion

5. The (Main ditch, canal or pipe line) to be in length, terminating in the (Smallest legal subdivision) of Sec. Tp. R. W. M., the proposed location being shown throughout on the accompanying map.

DESCRIPTION OF WORKS

Diversion Works—

6. (a) Height of dam none 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) 6 hp gas motor; later electric motor 18-10 gpm sprinklers (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, ..... ft.; size at intake, 4 in.; size at ..... ft. from intake ..... in.; size at place of use 3 in.; difference in elevation between intake and place of use, 18 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
<u>5S.</u>	<u>1W.</u>	<u>25</u>	<u>SE 1/4 NW 1/4</u>	<u>12.8</u>
			<u>NE 1/4 SW 1/4</u>	<u>19.8</u>
			<u>SE 1/4 SW 1/4</u>	<u>1.9</u>
				<u>130.</u>

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

Parcel I: Beginning at a point fourteen rods and ten and one-half feet East of the Southwest corner of the Donation Land Claim of John Newman and wife No. 73; running thence East thirty-five rods and six feet; thence South thirty-five rods and fourteen and one-half feet to a County Road; thence West ten rods to the center of another County Road; thence Northwesterly along the center of said road, forty-five rods and two feet to the place of beginning and situated in Section twenty-five, Township 5 South, Range 1 West of the Willamette Meridian in Marion County, State of Oregon.  
 Parcel II: Beginning at a point 7.10 chains East of the Southwest corner of the John Newman and wife Donation Land Claim in Township 5 South, Range 1 West of the Willamette Meridian, Marion County and State of Oregon; running thence East 7.33 chains; thence North 37.67 chains; thence Northerly with meanderings of Butte Creek to a point North of the place of beginning; thence South 41.89 chains to the place of beginning.

(If more space required, attach separate sheet) (CONTINUED UNDER REMARKS)

(a) Character of soil

Sandy loam

(b) Kind of crops raised

Berries Cucumbers Ladino Clover

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.

(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 \_\_\_\_\_  
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, \$ 1500.00
- 12. Construction work will begin on or before One year after approval
- 13. Construction work will be completed on or before two yrs. " "
- 14. The water will be completely applied to the proposed use on or before 3" " "

*John A. Anderson*  
(Signature of applicant)

Remarks: (Continued from Item 8)

Subject to an easement for a road one rod wide along South line of said land to intersect with the County Road near the Southwest corner of land owned by Peter Nelson. All of the above described lands situated in Marion 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 \_\_\_\_\_, 19 \_\_\_\_\_

WITNESS my hand this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_

*Ed Humphrey*  
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 0.375 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 Rutte 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 August 1, 1952

Actual construction work shall begin on or before March 31, 1953 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1954

Complete application of the water to the proposed use shall be made on or before October 1, 1955

WITNESS my hand this 31st day of March 1952  
Chas. E. Sticklin  
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 1953.

Application No. 25090  
Permit No. 2  
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 2 day of August 19 52, at 3:50 o'clock P. M.  
Returned to applicant:  
Corrected application received:  
Approved: March 31, 1952  
Recorded in book No. 50 of Permits on page 20146  
CHAS. E. STICKLIN  
STATE ENGINEER  
Drainage Basin No. 49 Page 34  
Fees Paid \$1