

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, R. T. Fessler of Woodburn, Rt. 2, Box 272A, 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 Zallner Cr., a tributary of Pudding River

2. The amount of water which the applicant intends to apply to beneficial use is 25 cubic feet per second.

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

4. The point of diversion is located 800 ft. N. and 200 ft. E. from the SW corner of SW 1/4 of the NW 1/4 of Sec. 34, T. 5 S. of R. 1 W.M.

being within the SW 1/4 of the NW 1/4 of Sec. 33 & 34, Tp. 5 S. R. 1 W., W. M., in the county of Marion

5. The ... to be ... in length, terminating in the ... 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 ...

(b) Description of headgate ...

(c) If water is to be pumped give general description 5 10-5gpm sprinklers electric power

*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.

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 18 acres

Township	Range E or W of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
5S	R1W4M	34	SW $\frac{1}{4}$ of the NW $\frac{1}{4}$	18 acres

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

That part of the Southeast Quarter of the Northeast Quarter of Section Thirty-Three in Township Five South of Range One West of the Willamette Meridian, in Marion County, Oregon, lying on the east side of the Southern Pacific Railroad, having the east side right of way of said Railroad for its western boundary.

Also the Southwest Quarter of the Northwest Quarter of Section Thirty-four in Township Five South of Range One West of the Willamette Meridian, in Marion County, Oregon and containing in all 50 acres, more or less.

Also a right of way 25 feet in width East and West extending along the full width according to the description of same given in a certain deed given by Albert Cyrus Carlson, unmarried, to G. F. Schmidt and said deed was recorded in Marion County, Oregon, on April 26th, 1910 in Volume 105, Page 400, but subject however to the lease of same on this right of way given to F. J. Beeler.

Subject to the rights acquired by deeds recorded in Book 90 of Deeds and Book 92 of Deeds, page 434, records of Marion County, Oregon, to which reference is hereby made.

(If more space required, attach separate sheet)

- (a) Character of soil *Willamette Silt*
- (b) Kind of crops raised *Berries, * 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 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

Application for Domestic Supply

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, \$ 2,000.00
- 12. Construction work will begin on or before May 1952
- 13. Construction work will be completed on or before October 1953
- 14. The water will be completely applied to the proposed use on or before October 1954

[Handwritten Signature]
(Signature of applicant)

Remarks: _____

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 _____ completion.

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before February 11, _____, 1952.

WITNESS my hand _____ of January _____, 1952.

RECEIVED
FEB 11 1952
STATE ENGINEER
SALEM, OREGON

STATE ENGINEER
BY *[Handwritten Signature]*
Assistant

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 0.225 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 Zollner Creek

The use to which this water is to be applied to Irrigation

If for irrigation, this appropriation shall be limited to 1/80 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,

The priority date of this permit is December 1, 1952

Actual construction work shall begin on or before June 30, 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 30th day of June 1952

Chas. E. Shucklin
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. 21120
Permit No. 21120

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 13th day of December 1951 at 3:00 o'clock P. M.

Returned to applicant:

Corrected application received:

Approved:

June 30, 1952
Recorded in book No. 52 of

Permits on page 21030

CHAS. E. SHUCKLIN
STATE ENGINEER

Drainage Basin No. Page

Fees Paid