

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, James Nicholson, of Scotts Mills, 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, a tributary of Pudding River

2. The amount of water which the applicant intends to apply to beneficial use is 1/4 cubic feet per second.

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

4. The point of diversion is located 1625 ft. N and 660 ft. E from the SW corner of Sec. 15 and 16

being within the NW 1/4 SW 1/4 of Sec. 15, Tp. 6 S, R. 1 E, 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 10 HP Electric Motor

Centrifugal Pump, 12-8 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.

81559

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, 1000 ft.; size at intake, 3 in.; size at \_\_\_\_\_ ft. from intake \_\_\_\_\_ in.; size at place of use \_\_\_\_\_ in.; difference in elevation between intake and place of use, 50 ft. Is grade uniform? no Estimated capacity, \_\_\_\_\_ sec. ft.

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

Township North or South	Range E. or W. of Williamsburg Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
T 6 S	1 E	16	NE 1/4 of SE 1/4	5.0
6 S	1 E	15	NW 1/4 of SW 1/4	5.0

(If more space required, attach separate sheet)

(a) Character of soil WAPTO

(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 \_\_\_\_\_ 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. \_\_\_\_\_, R. \_\_\_\_\_, W. M.  
(No. N or S) (No. E or W)

(h) The use to which power is to be applied is \_\_\_\_\_

(i) The nature of the mines to be served \_\_\_\_\_

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 \_\_\_\_\_

(Insert numbers 1, 2, 3, and 4 in all cases)

11. Estimated cost of proposed works, \$ 1000.00

12. Construction work will begin on or before Spring 1952

13. Construction work will be completed on or before Fall 1953

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

*James Nicholson*  
(Signature of applicant)

Remarks: \_\_\_\_\_

Beginning at a point in the middle of the County Road that is 6.40 chains East, North 6.57 chains, South 87° 15' East 5.27 chains and North 61° 45' East 2.50 chains from the Southwest corner of the East half of the Mitchell Whitlock Donation Land Claim No. 39 in township 6 South, Range 1 East of the Willamette Meridian in Marion County, Oregon, said beginning point being also the most Easterly Southeast corner of the 75 acres tract allotted to Marie A. Maulding by decree dated May 4, 1908 in Partition Suit #3940 Circuit Court of Marion County, Oregon; thence North 51.07 chains along the East line of said Maulding tract to the middle of the channel of Butte Creek; thence up said middle channel of Butte Creek to the East line of said Mitchell Whitlock Donation Land Claim; thence South along said East line 2.70 chains to a point that is 4.44 chains North of the Southwest corner of the Stephen F. Farrow Donation Land Claim; thence along said County Road South 85° 20' West 5.36 chains; thence South 72° 10' West 13.21 chains; thence South 24° 10' West 7.43 chains; thence Southwesterly along the County Road to the place of beginning, containing 72 acres of land, more or less.

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,

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 0.125 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 Butte Creek

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

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 June 27, 1952

Actual construction work shall begin on or before November 28, 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 28th day of November, 1952

Chas. E. Stricklin STATE ENGINEER

Application No. 27394

Permit No.

PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the 27 day of June, 1952, at 10:41 o'clock A.M.

Returned to applicant:

Approved:

November 28, 1952

Recorded in book No. 54 of

Permits on page 21559

CHAS. E. STRICKLIN

STATE ENGINEER

State Printing 64340

Fee paid \$ 16.00