

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, Karl Dettwyler of Rt 2 Box 292 Silverton 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 Pudding RIVER, a tributary of

2. The amount of water which the applicant intends to apply to beneficial use is 0.54 cubic feet per second.

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

4. The point of diversion is located 190 ft. S. and 105 ft. W. from the N.E. corner of T.C. Shaw D.L.C.

(If preferable, give distances 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 NW 1/4 SW 1/4 of Sec. 5, Tp. 13 R. 1 W. M., in the county of Marion

5. The in length, terminating in the 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

(b) Description of headgate

(c) If water is to be pumped give general description 2 1/2" discharge pump

15 to 27 hp. Electric engine

27-10 to 15 y.f.m. 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.

Application No. 26100
Permit No. 21919

Commencing at a point 15 chains South of the Northeast corner of the Donation Land Claim of Thomas G. Shaw and wife in T. 7 S. R. 1 West of the Willamette Meridian, Marion County, Oregon; thence West 15.54 chains; thence South 19.22 Chains to the north Boundary of the O. & C. RR. right-of-way thence Easterly along the North boundary of said right-of-way 16.55 chains. Thence North 12.70 chains to the place of beginning and containing 25.00 acres more or less.

also the right to use in common with that right of way described as follows:

Commencing at the Southeast corner of land owned by Charles Palmquist and wife and running thence South on the dividing line between the land owned by J.W. Stay and wife and John Hemmingson about 57 rods to the County road; thence East along the County road 1 rod; thence North parallel with the aforesaid dividing line about 57 rods to the S.P.R.R. right of way; thence West 1 rod to the place of beginning and located, in Section 5 T 7 S R. 1 West, Willamette Meridian, Marion County, State of Oregon. Except, however, from the tract of land first above described a thirty foot right-of-way extending from the Northeast corner of said premises to the Southeast corner thereof.

13.85 Acre Tract.

Beginning at a point where the center line of Pudding River crosses the West line of Section 5, T. 7S., R. 1W., W.M., Marion County, Oregon, said beginning point being N. 1° 49' W., 945.82 feet from the section corner on the West line of section 5;

Thence, S. 71° 26' E., along the center line of Pudding River, 225.70 feet;
Thence, S. 27° 17' W., along the center of Pudding River, 143.52 feet;
Thence, S. 22° 12' E., along the center line of Pudding River, 122.05 feet;
Thence, S. 29° 57' E., along the center line of Pudding River, 113.78 feet;
Thence, S. 84° 41' E., along the center line of Pudding River, 97.00 feet;
Thence, N. 46° 48' E., along the center line of Pudding River, 82.67 feet;
Thence, S. 59° 00' E., along the center line of Pudding River, 77.39 feet;
Thence, S. 10° 46' E., along the center line of Pudding River, 115.11 feet;
Thence, S. 66° 15' E., along the center line of Pudding River, 67.43 feet;
Thence, N. 61° 02' E., along the center line of Pudding River, 65.51 feet;
Thence, S. 67° 39' E., along the center line of Pudding River, 192.18 feet;
Thence, S. 55° 07' E., along the center line of Pudding River, 237.42 feet;
Thence, South, along the center line of Pudding River, 25.00 feet;
Thence, S. 37° 19' W., along the center line of Pudding River, 60.18 feet;
Thence, S. 28° 30' W., along the center line of Pudding River, 186.00 feet to a point on the Latitudinal section line in said Section 5;
Thence, N. 89° 41' E., along said section line, 267.60 feet to the south-east corner of that certain 30.001 Acre tract of land, described in a deed, recorded on page 16 of book 325 of Deed Records for Marion County, Oregon;
Thence, N. 1° 49' W., parallel to the West line of said section 5, 102.50 feet to the North-east corner of said 30.001 acre tract of land;
Thence, S. 89° 41' W., parallel to the Latitudinal section line in said section 5, 602.02 feet to a point from which a metal fence post, set in concrete, bears S. 2° 40' W., 24.50 feet;
Thence, S. 6° 34' W., 310.40 feet to an iron pipe;
Thence, S. 67° 21' W., 51.46 feet to an iron pipe;
Thence, N. 36° 53' W., 133.12 feet to an iron pipe;
Thence, S. 44° 57' W., 142.71 feet to an iron pipe;
Thence, N. 59° 53' W., 112.60 feet to an iron pipe;
Thence, S. 32° 22' W., 84.13 feet to a point on the North line of said 30.001 acre tract;
Thence, S. 80° 41' W., 170.33 feet to the North-west corner of said 30.001 acre tract;
Thence, S. 1° 49' E., 60.68 feet to the place of beginning, and containing 13.85 acres of land, more or less.

21912

Application No. 26100
Permit No.

Commencing at the Northeast corner of the Donation Land Claim of Thomas G. Shaw and wife in T. 7 S., 1 West of the Willamette Meridian, Marion County, Oregon; thence South along the East line of said Claim 13.00 chains; thence West 15.54 chains; thence North 13.00 chains to the North boundary of said Donation Land Claim; thence East 15.54 chains to the place of beginning, and containing 20.00 acres of land more or less.

Also a right-of-way 30.00 feet in width and extending from the Southeast corner of the tract of land above described and extending thence South 12.70 chains to the O. & C. R. R. right-of-way.

Also the right to use in common with Katherin Whitlock a right-of-way described as follows:-

Commencing at the Southeast corner of land owned by Charles Whitlock and wife and running thence South on the dividing line between the land owned by J. W. Stay and wife and John Hemmingson about 57 rods to the County Road; thence East along the County Road 1 rod; thence North parallel with the aforesaid dividing line about 57 rods to the S. P. R. R. right of way; thence West 1 rod to the place of beginning and located in Section 5 T. 7 S., R. 1 West, Willamette Meridian, Marion County, State of Oregon.

SAVE AND EXCEPT therefrom the following described premises, to-wit:

Beginning at the Northwest corner of said property, said point being 294.37 feet East of the quarter Section corner between Sections 6 and 5, said point also being 7.84 feet Northerly from (when measured at right angles to) the relocated center line of the Salem-Silverton County Road at Engineer's Station 457-84.36; thence North $90^{\circ} 41.02'$ East along the North line of said property a distance of 125.64 feet to the Northeast corner of said property; thence South $0^{\circ} 11'$ East along the East line of said property a distance of 33.47 feet to a point which is 70 feet Southerly from (when measured at right angles to) said center line at Engineer's Station 463-10.93; thence South $89^{\circ} 42.11'$ East parallel with said relocated center line a distance of 51.22 feet to a point opposite Engineer's Station 463-00; thence North $0^{\circ} 3.11'$ East a distance of 10 feet; thence South $89^{\circ} 59.91'$ East parallel with said center line a distance of 4.77 feet to the West line of said property; thence North $0^{\circ} 19'$ East along said West propertyline a distance of 67.34 feet to the place of beginning.

Also save and except an additional 0.062 of an acre owned by Marion County, dated July 15, 1949,

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, \$ 2000.00

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

Mark Lettugler (Signature of applicant)

Remarks:

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 completion

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before March 16, 19 53.

RECEIVED

MAR 13 1953

STATE ENGINEER SALEM, OREGON

By hand this 13th day of February, 19 53

CHAS. J. STRICKLIN STATE ENGINEER

By Chris L. Wheeler, Assistant

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 0.50 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 Pudding River

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 26, 1951

Actual construction work shall begin on or before June 30, 1954 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1955

Complete application of the water to the proposed use shall be made on or before October 1, 1956

WITNESS my hand this 30th day of June, 1953

[Signature] 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.

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Permit No. 21919

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 26th day of June, 1951, at 11:30 o'clock A.M.

Returned to applicant:

June 15, 1953

Corrected application received:

Approved:

June 30, 1953

Recorded in book No. 55 of

Permits on page 21919

CHAS. E. STRICKLIN

STATE ENGINEER

Drainage Basin No. 2 Page 3 of 43

Fees Paid 16.50