

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, H.D. Wagner and Cecile Wagner

(Name of applicant)

of Alpine

(City and 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 Muddy

(Name of stream)

a tributary of Willamette

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

.65

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 Portable pumping on the South side of the Little Muddy Creek

(Section or subdivision)

within the boundaries of the attached property description.

see plat

(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 S.W. of SW; S.E. of S.W.; SW of SE of Sec. 19, Tp. 11 S

and SE of SE. (Give smallest legal subdivision)

(N. or S.)

R. 5 W. W. M., in the county of Benton

(E. or W.)

5. The to be

(Main ditch, canal or pipe line)

(Miles or feet)

in length, terminating in the of Sec. Tp.

(Smallest legal subdivision)

(N. or S.)

R. W. M., the proposed location being shown throughout on the accompanying map.

(E. or W.)

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

(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 250 gal. per min centrifugal

(Size and type of pump)

10 H.P. 3 Phase Electric Total Head - 150 feet maximum

(Name and type of engine or motor to be used, total head water is 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, 1,000 ft. mainline, size at intake, 5 in., constant 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, .65 sec. ft.

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

Township	Range	Section	Forty-acre Tract	Number Acres To Be Irrigated
14 S	5 W	19	S.W. 1/4 - S.W. 1/4	2.0 ✓
14 S	5 W	19	S.E. 1/4 - S.W. 1/4	20.4 ✓
14 S	5 W	19	S.W. 1/4 - S.E. 1/4	11.4 ✓
14 S	5 W	19	S.E. 1/4 - S.E. 1/4	0.2 ✓
14 S	5 W	30	N.E. 1/4 - N.W. 1/4	1.8 ✓
14 S	5 W	30	N.W. 1/4 - N.E. 1/4	13.3 ✓
14 S	5 W	30	N.E. 1/4 - N.E. 1/4	2.8 ✓
14 S	5 W	30	N.W. 1/4 - N.W. 1/4	0.15 ✓
				52.95 acres

(If more space required, attach separate sheet)

(a) Character of soil Melbourne silty clay loam; Wapato silty clay loam

(b) Kind of crops raised Pasture, hay, field seed, grain, berries and cannery crops

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

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, \$ 3000.00

12. Construction work will begin on or before July 1, 1953

13. Construction work will be completed on or before July 1, 1956

14. The water will be completely applied to the proposed use on or before July 1, 1956

H. D. Wagner
Ceile Wagner
(Signature of applicant)

Remarks:

Beginning at a 1" pipe the southeast corner of Cesse Sawley
D. L. C. #51 T. 14 S. R. 5 W. of the Will. Mer. in Benton County,
Oregon; and running thence N. 0° 09' W. along the east line of said
claim, 13.41 chains to the north line of the Southern Pacific Corporation
Railroad right-of-way, thence following the north and easterly line
of said right-of-way N. 83° 54' W. 8.00 chains, more or less, along
the Alpine branch of said railroad to a point of curve, thence on an
856.95 foot radius (6°41') curve to the right, 372.31 feet (13.221
chains) and N. 27° 06' W. .20 of a chain, more or less, being along
the Bellfountain Branch of said railroad, to the center of Muddy Creek,
thence with the meanderings up the center of the channel of said creek
to the mouth of Oliver creek, thence up the center of the channel of
Oliver Creek to the west line of said claim, thence S. 3° 10' W. along
the claim line 12 chains, more or less, to the south line of the right-
of-way of said Alpine Branch, thence N. 74° 56' E. along said south
line 10.886 chains to the northeast corner of land described in
page 62 Registered Title, Benton County, Iowa, thence S.
0° 10' West along the east line of said land, 4.000 chains to the cor-
ner of the old County Road, thence following the southeasterly line
of said land and center of said road, S. 62° 00' W. 1.578 chains to
S. 24° 03' W. 8.995 chains to a 3/4" pipe on the south line of said
claim, thence N. 80° 52' E. 30.929 chains to the place of beginning,
containing 38 acres, more or less; Excepting therefrom said railroad
right-of-way which is 80 feet wide and contains 4.0 acres, more or less,
leaving 33.5 acres, more or less, and also except a 36 foot strip on
the east side of the above description 13.41 chains long, and if
the steel is removed from the railroad tracks.
Also: A parcel of land containing two acres, more or less,
lying between Railroad and Muddy Creek bordering the north side of
the east portion of the 38 acres described in this abstract, and the
way and legal description of said two acres, more or less, as
furnished by first parties when conveyance of the property therein
described is ready to be made.

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 _____

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 0.65 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 Muddy 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 still further limited to a diversion of not to exceed 0.65 cfs.

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 January 2, 1953

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

Charles 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 1939.

Application No. 27932
 Permit No. 22007

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 January,
 1953, at 1:06 o'clock P. M.

Returned to applicant: _____

Corrected application received: _____

Approved: _____
 June 30, 1953

Recorded in book No. 56 of _____
 Permits on page 22007

CHAS. E. STRICKLIN
 STATE ENGINEER

Drainage Basin No. 4 Page 26 of 28
 Fees Paid 11.45