

Permit No. 22104

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, Mr. Robert L. Shelton (Name of applicant)  
of Route 2, Box 111, Corvallis (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 Marys River (Name of stream)

, a tributary of Willamette

2. The amount of water which the applicant intends to apply to beneficial use is  
374 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 39 Acres  
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located S. 39° 21' E and 24.247 chains  
(N. or S.) (E. or W.)  
corner of the James Barnett D.L.C. No. 45  
(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 S W 1/4 SW 1/4 of Sec. 10, Tp. 12 S  
(Give smallest legal subdivision) (N. or S.)

R. 5 W W. M. in the county of Penton  
(E. or W.)

5. The Pipe line to be 1700 feet  
(Main ditch, canal or pipe line) (Miles or feet)

in length, terminating in the SE 1/4 SE 1/4 of Sec. 9, Tp. 12 S  
(Smallest legal subdivision) (N. or S.)

R. 5 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, 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 200 gal. per min centrifugal  
(Size and type of pump)

7 1/2 H. P. Electric 3 phase 130'  
(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, ..... 1700 ..... ft.; size at intake, ..... 4 ..... in.; size at ..... 1700 ..... ft. from intake ..... 4 ..... in.; size at place of use ..... 6 ..... in.; difference in elevation between intake and place of use, ..... 1 1/2 ..... ft. Is grade uniform? ..... Estimated capacity, ..... 30 ..... sec. ft.

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

Township North or South	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
12 S	5 W	10	SW 1/4 SW 1/4	<del>10.0</del> 12.83
12 S	5 W	9	SE 1/4 SE 1/4	<del>10.0</del> 14.13

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

Beginning at the southwest corner of the James A. Bennett D.L.C. No. 45, T. 12 S. R. 5 W., W. M., in Benton County, Oregon, thence east 7.80 chains, thence south 12.80 chains, thence east 7.50 chains, thence south 6.60 chains, more or less, to the middle of the channel of Marys River, thence westerly 15.50 chains to a point 18.75 chains south of the point of beginning, thence north 18.75 chains to the point of beginning.

This is intended as a correction deed to make more certain the description in deed recorded in Book 140, page 272, Benton County Deed Records.

(If more space required, attach separate sheet)

(a) Character of soil ..... Chehalis Heavy Phase and Wapato .....

(b) Kind of crops raised ..... Pasture, Hay and Corn .....

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 \_\_\_\_\_

11. Estimated cost of proposed works, \$ \_\_\_\_\_

12. Construction work will begin on or before \_\_\_\_\_ June 1, 1953

13. Construction work will be completed on or before \_\_\_\_\_ June 1, 1953

14. The water will be completely applied to the proposed use on or before \_\_\_\_\_ July 1, 1953

*Robert L Skelton*  
(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 \_\_\_\_\_

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 0.337 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 Mary's 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 November 21, 1952

Actual construction work shall begin on or before August 21, 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 21st day of August 19 53.

Chas E Stricklin STATE ENGINEER

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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 21 day of November, 1952, at 11:15 o'clock A. M.

Returned to applicant:

Approved:

August 21, 1953

Recorded in book No. 56 of

22104

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CHAS. E. STRICKLIN  
STATE ENGINEER