

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, Henry and Anna Eschberger 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 Thomas Creek, a tributary of South Santiam River

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

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

4. The point of diversion is located ... ft. ... and ... ft. ... from the corner of sprinkler irrigation by means of portable pumping equipment from Thomas Creek, anywhere along creek within SE 1/4 of S. 1/2, S. 4, T. 10 S. R. 1 E. W. M., and within property owned by applicant.

being within the ... of Sec. ... Tp. ... R. ... W. M., in the county of Linn

5. The main pipe line to be 800 feet in length, terminating in the SW 1/4 of SW 1/4 of Sec. 4, Tp. 10 S. R. 1 E. 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 1 1/2" centrifugal pump powered by electric motor. Three foot lift. Will plan to use 1 1/2 eight gallon 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.

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, 800 ft.; size at intake, 3 in.; size at 800 ft. from intake 8 in.; size at place of use 3 in.; difference in elevation between intake and place of use, 40 ft. Is grade uniform? yes Estimated capacity, .1 sec. ft.

8. Location of area to be irrigated, or place of use (See below)

Township North or South	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
10 S.	1 E.	4	SW $\frac{1}{4}$ of SW $\frac{1}{4}$	2.5
10 S.	1 E.	4	SE $\frac{1}{4}$ of SW $\frac{1}{4}$	5.5
				8.0

Henry Hueberger (159-654)

All that part of the following lying East of the county road: The North $\frac{1}{2}$ of the SW $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ and Lots 3 and 4 of Section 4 in T.10 S., R. 1E., and containing 50.14 acres. Excepting 12.75 acres as follows: Beginning 28.50 chains west and 10.50 chains north of the $\frac{1}{4}$ corner between Sec. 4 & 9, T.10 S., R. 1E.; thence East 3.00 ch.; thence north 3.12 chains to a point S.15°W. 132 lks. from the Southwest corner of the main building of Grist Mill and 18 lks. South of the center line of the waste race; thence N.72°E. on the south side of mill race 3 ch.; thence S.87 $\frac{1}{2}$ °E. 9.45 ch.; thence S.30°E. on SW side of mill race 1.25 ch.; thence S.56 $\frac{1}{2}$ °E. on SW side of mill race 1.25 ch.; thence S.74°E. on S. side of race 2.50 ch.; thence N.82°E. 10 ch. to the E. line of SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sec. 4; thence N. 5 ch., more or less, to NE corner of Lot 3 in Sec. 4; thence S.49°E. on S. line Cl. 43, 28.50 ch. to a point due N. of beginning; thence S. 5 ch. to the place of beginning.

(If more space required, attach separate sheet)

- (a) Character of soil. Chahalis silt loam
- (b) Kind of crops raised. Forage

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.

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) for domestic use only, number of families to be supplied _____

11. Estimated cost of proposed works, \$ 500,00 _____

12. Construction work will begin on or before July 15, 1953 _____

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

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

Henny & Anna Hemberger
(Signature of applicant)
by Henny Hemberger

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 _____

STATE ENGINEER

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 0.10 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 Thomas 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 9, 1953

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, 1953

Chas. E. Stricklin
STATE ENGINEER

Application No. 28516

Permit No. 22322

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 21st day of June, 1953, at 8:00 o'clock A. M.

Returned to applicant:

Approved:

August 21, 1953
Recorded in book No. 57 of
Permits on page 22322

CHAS. E. STRICKLIN
STATE ENGINEER