

State of Oregon

I, Alma 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 Mill Creek and Bailey Creek (Name of stream) a tributary of Alsea River

2. The amount of water which the applicant intends to apply to beneficial use is 0.2 cubic feet per second. 0.15 cfs from Mill creek and 0.05 cfs from Bailey Creek (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 fish culture (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 27.5 ^{Ch.} ~~ft.~~ N and 4.5 ^{Ch.} ~~ft.~~ W from the N corner of section 2 (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 W1/2 of Sec. 37, Tp. 13 S, R. 3 W, W.M., in the county of Benton (Give smallest legal subdivision) (N. or S.) (E. or W.)

5. The ditch and pipe to be 2600 feet in length, terminating in the W1/2 of Sec. 2, Tp. 14 S, R. 3 W, W.M., the proposed location being shown throughout on the accompanying map. (Main ditch, canal or pipe line) (Miles or feet) (Smallest legal subdivision) (N. or S.) (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 _____ (Use rock, concrete, masonry, rock and brush, timber, etc., or other material or material used)

(b) Description of headgate _____ (Use concrete, etc., number and size of openings)

(c) If water is to be pumped, give general description _____ (Give size and type of pump)

(Give all the details of the work, including the location of the 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 electric power, with the exception of municipal uses, must be made to the Hydroelectric Commission. Either of the above forms may be required, with instructions, by addressing the State Engineer, Salem, Oregon.
5-53-4M

7. The pipe has been ~~changed~~ *changed* in size, stating miles from head gate. At head gate: width on top (at water line) 3.0 feet; width on bottom 1.0 feet; depth of water 1 3/4 feet; grade 3.0 feet fall per one thousand feet.

(b) At _____ miles from head gate: 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, 186 ft.; size at intake, 2 1/2 in.; size at 186 ft. from intake 2 1/2 in.; size at place of use 2 1/2 in.; difference in elevation between intake and place of use, _____ ft. Is grade uniform? _____ Estimated capacity, _____ 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
13 S	8 W	35	SW 1/4	Fish culture
14 S	3 W	2	NW 1/4	

The Southwest quarter of the Southeast quarter of Section 35 Township 13 South, Range 8 West of Willamette Meridian in Benton County, Oregon

Also: Beginning at a 1" shaft at the section corner on the North line of section 35, T14S, R8W of the Willamette Meridian in Benton county, Oregon, an running thence south 51' East 8.585 chains on the subdivision line to a 2" bolt; thence North 89° 31' east 1.713 chains to a 2" bolt on the west bank of Mill creek; thence with the meanderings along the west bank of said creek South 89° east 1.10 chains, South 50° East, 3.10 chains, South 5° East 1.60 chains, South 32° East 3 chains, South 12° West 1.30 chains, South 30° West 1.50 chains, South 60° East 1 chains, South 37° west 1.70 chains, South 64° west .80 chains, South 12° East 1.70 chains, South 2° East 1.

(If more than one place of use, list them in separate paragraphs.)

(a) Character of soil _____

(b) Kind of crops raised _____

Power or Mining Purposes _____

9. (a) Total amount of power to be used _____

(b) Quantity of water to be used _____

(c) Total fall to be utilized _____

(d) The nature of the work to be done _____

(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? _____

(g) If so, name stream and locate point of return _____

_____ Sec. _____, T. _____, 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 full detail)

- 11. Estimated cost of proposed works, \$ 7,000.00
- 12. Construction work will begin on or before April 1, 1955
- 13. Construction work will be completed on or before Oct. 1, 1956
- 14. The water will be completely applied to the proposed use on or before Oct 1, 1957

Bertel C. Vernon
(Signature of applicant)

Remarks: *Fish ponds will be open to public without any charges. Object is to raise Rainbow trout of good quality.*

c hain, South 34° east 1.10 chains, South 66½° east 4.40 chains, South 33°45' east .85 c hains to a point on the North line of the James Edwards D.L.C. No.41. 9.524 chains west of the Northeast corner thereof, thence South 41° east.41 chains to a point in the center of the county road, and bridge; thence along the center of said road South 86°20' East 2.527 c hains, South 57°45' East 3.833 chains, South 62°12' east 2.119 chains to a point 1.625 west of the east line of said claim; thence North 3.75 chains to a 3/4" pipe .25 chains north of said claim; thence East 1.632 c hains to a 3/4" iron rod which is ~~xxx~~ .25 c hains north 1°43' East of the Northeast corner of said claim; thence North 1°43' East 3 chains to a 3/8" x 1½" iron bar; thence East 1.50 c hains to a 2" pipe; thence North 33' east 13.12 c hains to a 3/4" pipe; thence North 55' East 7.667 chains to a 3/4" pipe on the Township line; thence South 89°35' West 19.09 chains to the place of beginning, containing 38.95 ac res.

Excepting from the foregoing a strip of land two feet wide conveyed to Niels Larsen by deed recorded in Book 81 page 47 Deed records of Benton County Oregon. (For pipeline from spring, to revert to grantor at end of use)

Also the East half of the Southeast quarter of Section 35, Township 13 South, Range 8 West of the Willamette Meridian in Benton County, Oregon.

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 [unclear]

That [unclear] has submitted 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 0.2 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 Mill Creek and Bailey Creek, being 0.15 c.f.s. from Mill Creek and 0.05 c.f.s. from Bailey Creek

The use to which this water is to be applied is fish culture

If for irrigation, this appropriation shall be limited to --- of one cubic foot per second or its equivalent for each acre irrigated.

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 April 9, 1954

Actual construction work shall begin on or before May 23, 1955 and shall thereafter be prosecuted with reasonable diligence and be completed or or before October 1, 1956.

Complete application of the water to the proposed use shall be made on or before October 1, 1957.

WITNESS my hand this 28th day of May, 1954.

[Signature] STATE ENGINEER

Application No. 29108

Permit No. 22879

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 9th day of April, 1954, at 1:15 o'clock P.M.

Return to applicant:

Approved:

May 28, 1954

Recorded in book No. 59 of

Permits on page 22879

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 18

State Printing 66097

paid 20.00