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Permit No. 21137

STATE ENGINEER
SALEM, OREGON

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, Merle P. Shearer and Edythe E. Shearer, his wife

(Name of applicant)

of Route 1, Philomath

(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 Woods Creek

(Name of stream)

a tributary of Marys River

2. The amount of water which the applicant intends to apply to beneficial use is 0.001

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 121.57 ft. S. and 777.08 ft. W. from the E. quarter

(N. or S.)

(E. or W.)

corner of Section 4, Township 12 South, Range 6 West, Willamette Meridian, Benton

(Section or subdivision)

County, Oregon

(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 NW 1/4 NE 1/4 SE 1/4 of Sec. 4

(Give smallest legal subdivision)

Tp. 12 S.

R. 6 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 SW 1/4 SE 1/4 NE 1/4 of Sec. 4

(Smallest legal subdivision)

Tp. 12 S.

R. 6 W., 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 _____

(Use 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 _____

(Size and type of pump)

1/2 horsepower electric motor pump, 1/2" intake

(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. 200 ft. ft.; size at intake, $\frac{1}{4}$ " in.; size at 200 ft. from intake $1\frac{1}{2}$ " in.; size at place of use $1\frac{1}{2}$ " in.; difference in elevation between intake and place of use ft. Is grade uniform? yes Estimated capacity

0.041 cubic feet.

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.	6 W.	4	NW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$.25
12 S.	6 W.	4	SW $\frac{1}{4}$ SB $\frac{1}{4}$ NE $\frac{1}{4}$.8

Beginning in the center of Woods Creek at the southeast corner of the tract as described in deed recorded in Book 116, page 233, of Benton County Lead Records, said corner being 1.842 ch. South and 11.774 ch. west of the quarter section corner common to sections 3 and 4, T. 12 S., R. 6 W., W.M.; thence N. 13° 57' E., along the east line of said tract, 4.783 ch. to the northeast corner thereof; thence, at right angles to said line, N. 76° 03' E. 2.046 ch. to a 5/8" rod; thence S. 13° 57' E., parallel with said east line, 5.011 ch. to a 5/8" rod; continuing thence, in a straight line, S. 13° 57' E. 0.51 of a ch. to the center of Woods Creek; thence up stream, along the center of Woods Creek, to the point of beginning, containing 1.05 acres.

(If more space required attach separate sheet)

(a) Character of soil

(b) Kind of crops raised

Power or Mining Purposes—

9. (a) Total amount of power to be developed 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 not for domestic use.

(Answer questions 11, 12, 13, and 14 in all cases)

11. Estimated cost of proposed works, \$...236.00.....

12. Construction work will begin on or before no construction.....

13. Construction work will be completed on or before no construction.....

14. The water will be completely applied to the proposed use on or before July 20, 1956.....

Edyth E. Wheeler
(Signature of applicant)
Edyth E. Wheeler

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 completion.....

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before October 26, 19 56.

WITNESS my hand this 27th day of August, 19 56.

By LEWIS A. STANLEY
Chris L. Wheeler STATE ENGINEER
Chris L. Wheeler, Assistant

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 0.01 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 Woods 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 July 31, 1956

Actual construction work shall begin on or before November 20, 1957 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1958

Complete application of the water to the proposed use shall be made on or before October 1, 1959

WITNESS my hand this 20th day of November 1956

Lewis A. Stanley
STATE ENGINEER

Application No. 30991
Permit No. 24447

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 31st day of July 1956, at 2.00 o'clock A. M.

Returned to applicant:

Approved:

November 20, 1956

Recorded in book No. 65 of Permits on page 2117

LEWIS A. STANLEY
STATE ENGINEER

2-226

State of Oregon

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