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Permit No. 28717

STATE ENGINEER  
SALEM, OREGON

\*APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Oregon

I, Rudolph Michel,

(Name of applicant)

of Sherwoodville,

(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 Bad Creek (Vanishes in Section 22)

(Name of stream)

Fed by mountain streams, a tributary of

2. The amount of water which the applicant intends to apply to beneficial use is .25

cubic feet per second for irrigation: .01 cu. ft. per sec. for livestock

(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, stock watering

(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. Point of Diversion -

M. 22° 20' W.

2,820' from the Southwest corner of the SE $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 22,

Township 1 South, Range 36 East W.M. being within the NW $\frac{1}{4}$  NW $\frac{1}{4}$  of

Section 22, Township 1 South, Range 36 East W.M., all in the County  
of Union, State of Oregon.

5. W. M., in the county of

(S. or W.)

5. The unnamed ditch is approximately 2,100'

(Ditch, canal or pipe line)

(Miles or feet)

in length, terminating in the SW $\frac{1}{4}$  NE $\frac{1}{4}$  of Sec. 22, Tp. 1 S.,

(Smallest legal subdivision)

(N. or S.)

R. E. East, 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

(Loose rock, concrete, masonry,

rock and brush, timber crib, etc., roadway 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 Portable Electric Pump

(Size and type of pump)

specifications not determined as yet — and sprinklers.

(Size 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 Committee. Either of the above forms may be used, without cost, together with instructions by addressing the State Engineer, Salem, Oregon.

23717

### **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, ..... ft.; size at intake, ..... in.; 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,

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

(If more space required, attach separate sheet)

(a) Character of soil .... Medium textured gravelly fan soils.....

(b) Kind of crops raised ... Pasture, garden and lawn.....

### **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.  
(feet)

(d) The nature of the works by means of which the power is to

(c) Such works as are located in \_\_\_\_\_ by \_\_\_\_\_  
(original subdivision)

Tp. ...., R. ...., W. H.  
(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. ....

(h) The use to which power is to be applied is .....

(i) The nature of the mines to be served.....

13. (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, \$ 3250.00

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

13. Construction work will be completed on or before May 1, 1963 Equipment will be purchased by

14. The water will be completely applied to the proposed use on or before August 30, 1963

*Rudolph Mitchell*

(Signature of applicant)

Remarks: Legal Description.— That portion of the SE<sup>1/4</sup> of the NW<sup>1/4</sup> of Section

22, T. 1 S., Range 33 East N.W. which lies west of the surfaced market road commonly known as Hunter's Lane consisting of approximately 13 acres, County of Union, State of Oregon.

Per your letter of November 14th by Trevor Jones there is a recorded water right with a priority of 1893 for 10 acres in the above listed quarter. As there is no map showing the specific acres we are making this filing.

Livestock watering privileges are requested for from four to six head of horses and one or two head of cattle.

Enclosed is applicants check in the amount of \$15.00 - \$10.00 Exam Fee  
5.00 Acreage  
\$15.00

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 correction completion

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before June 12, 1963.

July 15 63

WITNESS my hand this 15 day ofApril, 1963

May 63

**CHRIS L. WHEELER**  
**STATE ENGINEER**  
**STATE OF OREGON**  
**SALEM, OREGON**

*Walter M. Kelly*

STATE ENGINEER  
ASSISTANT

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 0.26 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 End Creek.

The use to which this water is to be applied is stock and irrigation; being 0.01 c.f.s.  
for stock and 0.25 c.f.s. for irrigation

If for irrigation, this appropriation shall be limited to 1/40 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 5 acre feet per acre for each acre irrigated during the irrigation  
season of each year; provided further that the right allowed herein shall be  
limited to any deficiency in the available supply of any prior right existing for  
the same land and shall not exceed the limitation allowed herein,

and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.  
March 18, 1963 for 0.25 c.f.s.

The priority date of this permit is May 20, 1963 for 0.01 c.f.s.

Actual construction work shall begin on or before June 24, 1964 and shall  
thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19 65.

Complete application of the water to the proposed use shall be made on or before October 1, 19 66.

WITNESS my hand this 24<sup>th</sup> day of June, 19 63.

*Charles Wheeler*  
STATE ENGINEER

Application No. 28512

Permit No. 28717

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 16<sup>th</sup> day of March,

1963, at 6:00 o'clock A. M.

Returned to applicant:

Approved:

June 24, 1963

Recorded in book No. 79 of  
Permits on page 28717

Chas. L. H. *[Signature]*  
STATE ENGINEER

Drainage Basin No. 8 page 18 E

Fees .....  
N/C