

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, JAMES H. NICHOLSON (Name of applicant) of RT. 1 Box 197 SCOTTS MILLS (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 NONE

1. The source of the proposed appropriation is BUTTE CREEK (Name of stream), a tributary of MOLALLA RIVER

2. The amount of water which the applicant intends to apply to beneficial use is 0.37 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 1625 ft. N and 660 ft. E from the SW corner of SEC. 15 T6S. R1E. W. M. (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 NW + SW of Sec. 15, Tp. 6S (Give smallest legal subdivision) (N. or S.)

R. 1E, W. M., in the county of MARION (N. or S.)

5. The PORTABLE to be (Main ditch, canal or pipe line) (Ditch or feet)

in length, terminating in the of Sec. , Tp. (Smallest legal subdivision) (N. or S.)

R. , W. M., the proposed location being shown throughout on the accompanying map. (N. or S.)

DESCRIPTION OF WORKS

Diversion Works— SUCTION IN CREEK

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., waterway 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 10 H.P. ELECTRIC MOTOR CENTRIFUGAL STATIC HEAD - 30' (Size and type of pump) (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 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 **PORTABLE**

7. (a) Close 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, sec. ft.

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

Township North or South	Range E. or W. of Meridian	Section	Four-acre Tract	Number Acres To Be Irrigated
65	1E	16	SE ⁴ NE ⁴	14
65	1E	16	NE ⁴ SE ⁴	8 ³ / ₄
65	1E	15	SW ⁴ NW ⁴	2 ⁶ / ₄
65	1E	15	NW ⁴ SW ⁴	4 ⁶ / ₄
			TOTAL	29 ⁶ / ₄

(If more space required, attach separate sheet)

(a) Character of soil **SILTY CLAY LOAM**
 (b) Kind of crops raised **PASTURE**

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.
 (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.
(Local 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

Municipal or Domestic Supply

21559

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 all cases)

- 11. Estimated cost of proposed works, \$ 3,000.00
- 12. Construction work will begin on or before 6-1-64
- 13. Construction work will be completed on or before 6-1-65
- 14. The water will be completely applied to the proposed use on or before 10-1-66

x James Nicholson
(Signature of applicant)

Remarks: SEE PERMITS No. 21559 & 22131, FOR
LEGAL DESCRIPTION

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

By _____

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 6.37 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 Butte Creek

The use to which this water is to be applied is Irrigation

If for irrigation, this appropriation shall be limited to 1/80th 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 April 14, 1964

Actual construction work shall begin on or before June 19, 1965 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1966

Complete application of the water to the proposed use shall be made on or before October 1, 1967

WITNESS my hand this 19th day of June, 1964

Chris L. Wheeler STATE ENGINEER

Application No. 39738 Permit No. 29559

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 14th day of April, 1964, at 10:15 o'clock A.M.

Returned to applicant:

Approved: June 19, 1964 Recorded in book No. 82 of Permits on page 29559

CHRIS L. WHEELER STATE ENGINEER

Drainage Basin No. 2 page 3826 Fees 15.00