

RECEIVED JUL 21 1965

JUL 27 1965

CERTIFICATE NO. 44323

30678

STATE ENGINEER SALEM, OREGON

STATE ENGINEER APPLICATION FOR PERMIT

ASSIGNED, See Misc. Rec., Vol. 5 Page 811

# To appropriate the Public Waters of the State of Oregon

I, Lyle V. Burck (Name of applicant)

of RT 2 Box 55 Menmouth (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 Fuller Creek (Name of stream)

a tributary of Lukiamute River

2. The amount of water which the applicant intends to apply to beneficial use is 0.201

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 505 ft. S and 1465 ft. E from the NW

corner of Section 7 T 10S R 5W (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 NE 1/4 of the NW 1/4 of Sec. 7, Tp. 10S

R. 5W, W. M., in the county of Polk

5. The \_\_\_\_\_ to be \_\_\_\_\_

in length, terminating in the \_\_\_\_\_ of Sec. \_\_\_\_\_, Tp. \_\_\_\_\_

R. \_\_\_\_\_, W. M., the proposed location being shown throughout on the accompanying map.

## DESCRIPTION OF WORKS

Diversion Works—

6. (a) Height of dam 8 ft. feet, length on top 200 ft. feet, length at bottom

300 ft. feet; material to be used and character of construction dirt dam

wasteway over timber cribbing in dam

(b) Description of headgate Timber 6 by 8 ft.

(c) If water is to be pumped give general description Powered by centrifugal

pump 3 in take & 2 in outlet tractor operated

\*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, ..... 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 Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
10S	5W	6	SW 1/4 of the SW 1/4	1.1
10S	5W	6	SE 1/4 of the SW 1/4	7.6
10S	5W	7	NW 1/4 of the NW 1/4	1.0
10S	5W	7	NE 1/4 of the NW 1/4	6.9
				<del>16.1</del>

(If more space required, attach separate sheet)

(a) Character of soil ..... *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.  
(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 .....

(Name 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, \$.....

12. Construction work will begin on or before Oct 1 1965

13. Construction work will be completed on or before Oct 1 1966

14. The water will be completely applied to the proposed use on or before Oct 1, 1967

*Lyle U. Burck*  
(Signature of applicant)

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

By .....

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 0.20 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 Fuller 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 July 27, 1965

Actual construction work shall begin on or before January 5, 1967 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1967.

Complete application of the water to the proposed use shall be made on or before October 1, 1968.

WITNESS my hand this 5th day of January, 1966.

*Chris L. Wheeler*  
STATE ENGINEER

Application No. 41151  
Permit No. 30678

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 27th day of July, 1965, at 8:00 o'clock A. M.

Returned to applicant:  
  
Approved:  
January 5, 1966  
Recorded in book No. of 30678  
Permits on page

CHRIS L. WHEELER  
STATE ENGINEER  
Drainage Basin No. 2 page 18A  
Fees \$15.00