

\* Permit No. 3082

CERTIFICATE NO. 2861

APPLICATION FOR A PERMIT

To appropriate the Public Waters of the State of Oregon

I, J. W. Foster (Name of Applicant)

of Corvallis, County of Benton (Postoffice)

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 Mulkey Creek (Name of stream)

tributary of Oak Creek (and Mary's River)

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

0.35 cubic feet per second.

3. The use to which the water is to be applied is Irrigation and domestic purposes (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located "N 89° W" 36.92 chs and South 3.61 chs distant (Give distance and bearing to section corner)

from the N.E. Cor. of Luke Mulkey D.L.C. No. 58

being within the NE 1/4 of NW 1/4 of Sec. 31, Tp. 11 S (Give smallest legal subdivision) (No. N. or S.)

R. 5 W, W. M., in the county of Benton (No. E. or W.)

5. The main ditch & (pipe line 1/8 mile) to be 1/7 miles in (Main ditch, canal or pipe line)

length, terminating in the NW 1/4 of the NE of Sec. 31, Tp. 11 S, R. 5 W (Smallest legal subdivision) (No. N. or S.) (No. E. or W.)

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

6. The name of the ditch, canal or other works is

DESCRIPTION OF WORKS

DIVERSION WORKS—

7. (a) Height of dam 3 1/2 feet, length on top 7 feet, length at bottom

4 feet; material to be used and character of construction timber & loose rock (Loose rock, concrete,

wasteway over dam masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate timber, with 1-24" opening and 1-1 1/2" pipe opening (Timber, concrete, etc., number and size of openings)

\* A different form of application is provided where storage works are contemplated. These forms can be secured, without charge, together with instructions, by addressing the State Engineer, Salem, Oregon.

CANAL SYSTEM—

8. (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.

FILL IN THE FOLLOWING INFORMATION WHERE THE WATER IS USED FOR:

IRRIGATION—

9. The land to be irrigated has a total area of 20 acres, located in each smallest legal subdivision, as follows: 7.32 A. in NW 1/4 of NE 1/4 -- 3.46 A. in NE 1/4 of NE 1/4 -- 5.62 A. in SE of NE and 3.60 A. in SW 1/4 of NE 1/4 of Sec. 31, T. 11 S., R. 5 W. (Give area of land in each smallest legal subdivision which you intend to irrigate)

(If more space is required, attach separate sheet)

POWER, MINING, MANUFACTURING, OR TRANSPORTATION PURPOSES—

10. (a) Total amount of power to be developed.....theoretical horsepower.

(b) Total fall to be utilized.....feet. (Head)

(c) The nature of the works by means of which the power is to be developed.....

(d) Such works to be located in.....of Sec..... (Legal subdivision)

Tp....., R....., W. M. (No. N. or S.) (No. E. or W.)

(e) Is water to be returned to any stream?..... (Yes or No)

(f) If so, name stream and locate point of return.....

....., Sec....., Tp....., R....., W. M. (No. N. or S.) (No. E. or W.)

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

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

MUNICIPAL SUPPLY—

11. To supply the city of .....  
..... County, having a present population of ....., and an  
(Name of) estimated population of ..... in 191.....

(Answer questions 12, 13, 14, and 15 in all cases)

- 12. Estimated cost of proposed works, \$.....
- 13. Construction work will begin on or before One year.....
- 14. Construction work will be completed on or before Two year.....
- 15. The water will be completely applied to the proposed use on or before Three Years.....

Duplicate maps of the proposed ditch or other works, prepared in accordance with the rules of the State Water Board, accompany this application.

J. W. Foster  
(Name of applicant)

Signed in the presence of us as witnesses:

- (1) W. C. Galloway 627 So 10th St Corvallis, Ore.  
(Name) (Address of witness)
- (2) Burt Wilkes 519 N 11th St, Corvallis, Oregon  
(Name) (Address of witness)

Remarks: The pipe line is 1 1/2' at intake and is reduced to 3/4' at a point  
50' below dam  
Water has been used to irrigate a small garden and supply the  
house since prior to my occupancy in 1909.  
At end of ditch water will be turned into tile drains and dis-  
tributed through same.

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 or completion, as follows:.....

In order to retain its priority, this application must be returned to the State Engineer, with corrections, on or before....., 191.....

WITNESS my hand this..... day of....., 191.....

State Engineer.

Application No. 5135

Permit No. 3082

PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

Division No. 1 District No.

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the 30 day of August, 1916, at 8:30 o'clock A.m.

Returned to applicant for correction

Corrected application received

Approved:

Sep 8 1916

Recorded in Book No. 12 of Permits, on Page 3082

John H Lewis State Engineer.

1 Map

RS

\$11.00

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 the following limitations and conditions: If for irrigation, this appropriation shall be limited to one-eightieth 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 use of the water under this permit shall be limited to water for irrigation and domestic purposes.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 0.35 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is August 30, 1916.

Actual construction work shall begin on or before September 8, 1917 and shall thereafter be prosecuted with reasonable diligence and be completed on or before June 1, 1918.

Complete application of the water to the proposed use shall be made on or before October 1, 1919.

WITNESS my hand this 8th day of September, 1916.

John H Lewis State Engineer.

Permits for power development are subject to the limitation of franchise as provided in Sec. 6633, Lord's Oregon Laws, and the payment of annual fees as provided in Chapter 213, Laws of 1915.