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OCT 6 1966

Permit No. 32051

STATE ENGINEER
OREGON

ASSIGNED, See Misc. Rec., Vol. 6 Page 76

*APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, Kenneth and Wilma Laxton (Name of applicant) CERTIFICATE NO. 46898

of Rt. 1, Shedd (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 Spoon Creek (Name of stream)

a tributary of Calapooia River

2. The amount of water which the applicant intends to apply to beneficial use is No. 1 - 0.4075 No. 2 - 0.74625 + 0.4075 No. 3 - 1.40125

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 ft. and ft. from the corner of No. 1 - N. 11° E 26.5 chains from SW corner of S. 17 and in NW¼ of SW¼ of Sec. 17. No. 2 - N. 38° E. 15 chains from SW corner of S. 17 and in SW¼ of SW¼ of S. 17. No. 3 - N 65° E. 14 chains from SW corner of S. 17 and in SW¼ of SW¼ of S. 17.

(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 of Sec. 7, Tp. 13 S (Give smallest legal subdivision) (N. or S.)

R. SW, W. M., in the county of Linn (E. or W.)

5. The main line to be No. 1 - 1450' No. 2 - 1840' No. 3 - 2909' (Miles or feet)

in length, terminating in the No. 1 - NE¼ of SE¼ No. 2 - SE¼ of SE¼ & NE¼ of of Sec No. 2 - 18, Tp. 13 S No. 3 - NE¼ of SW¼ SE¼ No. 3 - 17 (Smallest legal subdivision) (N. or S.)

R. SW, 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 (Loose 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 No. 1 - 2 inch centrifugal pump powered by 10 H. P. electric motor No. 2 - 3 inch centrifugal pump powered by 15 H.P. electric motor No. 3 - 4 inch centrifugal pump powered by 30 H. P. electric motor. (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—

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, No. 1 - 1450, No. 2 - 1840, No. 3 - 2900 ft.; size at intake, No. 1 - 6, No. 2 - 6, No. 3 - 6 in.; size at No. 1 - 1450, No. 2 - 1840, No. 3 - 2900 ft. from intake No. 1 - 6, No. 2 - 6, No. 3 - 6 in.; size at place of use No. 1 - 5, No. 2 - 5, No. 3 - 5 in.; difference in elevation between intake and place of use, No. 1 - 5, No. 2 - 6, No. 3 - 6 ft. Is grade uniform? Yes Estimated capacity, No. 1 - 0.75, No. 2 - 0.90, No. 3 - 1.2 sec. ft.

8. Location of area to be irrigated, or place of use (See below)

Township North or South	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
No. 1 13 S	3 W	17	NW¼ of SW¼	6.2
13 S	3 W	17	SW¼ of SW¼	1.8
13 S	3 W	18	NE¼ of SE¼	24.6
Total				32.6
No. 2 13 S	3 W	17	NW¼ of SW¼	6.2 (6.5)
13 S	3 W	17	SW¼ of SW¼	1.8 (21.0)
13 S	3 W	18	NE¼ of SE¼	24.6 (27.0)
Total				32.6
Note: The 32.6 acres may also be irrigated from pumping Point No. 2 late in the season if water at pumping point No. 1 gets short.				
No. 2 13 S	3 W	17	NW¼ of SW¼	0.3
13 S	3 W	17	SW¼ of SW¼	19.2
13 S	3 W	18	NE¼ of SE¼	3.4
13 S	3 W	18	SE¼ of SE¼	36.8
Total				59.7

(If more space required, attach separate sheet)

(a) Character of soil Silty Clay Loam

(b) Kind of crops raised Grass seed, Forage, Vegetables

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.

Tp., R., W. M.

(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

10. (a) To supply the city of

..... County, having a present population of

(Name 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, \$ 15,000.00
- 12. Construction work will begin on or before October 1, 1967
- 13. Construction work will be completed on or before October 1, 1968
- 14. The water will be completely applied to the proposed use on or before October 1, 1969

Kenneth & Wilma Lopton
(Signature of applicant)
 By *Kenneth Lopton*

No. 3	13 S	3 W	17	NE $\frac{1}{4}$ of SW $\frac{1}{4}$	40.0
	13 S	3 W	17	NW $\frac{1}{4}$ of SW $\frac{1}{4}$	16.0
	13 S	3 W	17	SW $\frac{1}{4}$ of SW $\frac{1}{4}$	16.1
	13 S	3 W	17	SE $\frac{1}{4}$ of SW $\frac{1}{4}$	40.0
				Total	<u>112.1</u>
					204.4

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 2.56 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 Spoon 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 October 6, 1966

Actual construction work shall begin on or before June 9, 1968 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1969.

Complete application of the water to the proposed use shall be made on or before October 1, 1970.

WITNESS my hand this 9th day of June, 1967.

Chris I. Wheeler
STATE ENGINEER

PC

Application No. 42887
Permit No. 32051

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 6th day of October, 1966, at 8:00 o'clock A. M.

Returned to applicant:
Approved: June 9, 1967
Recorded in book No. 32051
Permits on page 2 of AC

CHRIS I. WHEELER
STATE ENGINEER
Drainage Basin No. 2 page AC
Fees \$ 30.75