

CERTIFICATE NO. 40791

*APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Oregon

I, Bentz Bros. (Name of applicant)

of Rt. 1, Box 107, Scio (Mailing address)

State of Oregon 97374, 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 unnamed streams No. 1, 2, 3 and 4 and Res. No. 123, a tributary of Neal Creek

2. The amount of water which the applicant intends to apply to beneficial use is 1.3 cubic feet per second. No. 1 - 0.4; No. 2 - 0.1; No. 3 - 0.2; No. 4 - 0.6 (See Remark for further breakdown)

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

4. The point of diversion is located (Str. No. 3) (N. or S.) (Str. No. 2) W. corner of No. 1 - S 78 1/2° E. 18 chains from NW corner S. 17; No. 2 - S. 60° E. 22 chains from N.W. corner S. 17; No. 3 - S. 54° E. 24 chains from NW corner S. 17; No. 4 - S. 58° E 25 chains from NW corner S 17; No. 6 - S. 29° W. 14 chains from the NE corner S. 18 (Str. No. 4) (Str. No. 1) (Str. No. 1) (Str. No. 4) No. 5 - S. 68° E. 25 chains from NW corner S.17

Being within:

- No. 1 - NW 1/4 of NW 1/4 of S. 17, T. 10 S., R. 1 E.
No. 2 - NW 1/4 of NW 1/4 of S. 17, T. 10 S., R. 1 E.
No. 3 - NW 1/4 of NW 1/4 of S. 17, T. 10 S., R. 1 E.
No. 4 - NE 1/4 of NW 1/4 of S. 17, T. 10 S., R. 1 E.
No. 5 - NE 1/4 of NW 1/4 of S. 17, T. 10 S., R. 1 E.
No. 6 - NE 1/4 of NE 1/4 of S. 18, T. 10 S., R. 1 E.
No. 7 " " " " " "

in county of Linn

and as shown on the map.

R. 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 All three ponds are filled by gravity (Size and type of pump)

flow. No. 1 - By 75 feet of 6 inch concrete pipe and 60 feet of aluminum pipe (Size and type of engine or motor to be used, total head water is to be lifted, etc.)

No. 2 - By open ditch No. 3 - In channel of small stream

*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 Sections 17 and 18, T. 10 S., R. 1 E.

10 S	1 E	17	NE ¹ / ₄ of NW ¹ / ₄	0.1 Pond No. 1-stream No. 2
10 S	1 E	17	NW ¹ / ₄ of NW ¹ / ₄	0.5 Pond No. 2 -
10 S	1 E	18	NE ¹ / ₃ of NE ¹ / ₄	No. 1, 2 & 3 streams
10 S	1 E	17	NE ¹ / ₄ of NW ¹ / ₄	0.3 Pond No. 3 - stream No.
				0.12 Fish House and holding ponds

Note: Water in Pond No. 2 is re-used.

(If more space required, attach separate sheet)

(a) Character of soil

(b) Kind of crops raised

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

Municipal or Domestic Supply—

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, \$ 8200.00

12. Construction work will begin on or before May 11, 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

Beniz Reas
(Signature of applicant)

Remarks: Water to be appropriated from :

Stream No. 1

Div. Pt. No. 3 - 0.1 cfs to reservoir No. 1, Div. Pt. No. 4 - 0.1 cfs to Rearing Ponds, Div. Pt. No. 5 - 0.2 cfs to reservoir No. 2

Stream No. 2

Div. Pt. No. 2 - 0.1 cfs to reservoir No. 1

Stream No. 3

Div. Pt. No. 1 - 0.2 cfs to reservoir No. 2

Stream No. 4

Div. Pt. No. 7 - 0.3 cfs to reservoir No. 3, Div. Pt. No. 6 - 0.3 cfs for any deficiency in stream No. 2 and 3 for reservoirs No. 1 and 2

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 1.0 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 four unnamed streams and three reservoirs to be constructed under application No. R-42751, permit No. R-5136 being 0.4 cfs from stream No. 1 and reservoirs No. 1 and 2, 0.1 cfs from stream No. 2 and reservoir No. 1, 0.2 cfs from stream No. 3 and reservoir No. 2 and 0.3 cfs from stream No. 4 and reservoir No. 3 with any deficiency in the available supply from streams No. 2 and 3 to be made up by appropriation from stream No. 4

The use to which this water is to be applied is fish culture

If for irrigation, this appropriation shall be limited to _____ 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 priority date of this permit is September 1, 1966 for 0.385 cfs
May 14, 1968 for 0.615 cfs

Actual construction work shall begin on or before July 22, 1969 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1970

Complete application of the water to the proposed use shall be made on or before October 1, 1971

WITNESS my hand this 2nd day of July, 1968

Chris L. Wheeler

STATE ENGINEER

Application No. 42752
Permit No. 33131

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 1st day of September,
1968, at 8:00 o'clock A. M.

Returned to applicant:

Approved:

July 22, 1968

Recorded in book No. 33131
Permits on page _____ of _____

CHRIS L. WHEELER
STATE ENGINEER

Drainage Basin No. 2 page 52B