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STATE ENGINEER  
SALEM, OREGON

Permit No. 35121

CERTIFICATE NO. 42720

\*APPLICATION FOR PERMIT Superseded by

Cert. No. 67911

# To Appropriate the Public Waters of the State of Oregon

I, Stanford Buell (Name of applicant)

of P.O. Box 6, Dillard (Mailing address)

State of Oregon 97432, 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 4 reservoirs and 2 unnamed streams (Name of stream)

a tributary of Marsters Creek

2. The amount of water which the applicant intends to apply to beneficial use is 1.55 cfs cubic feet per second and a.f. (See Remarks) (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 530 ft. S. and 130 ft. W. from the NW corner of Section 5 (Section or subdivision)

#2. 1150' South and 1410' E. from the NW corner of Section 5

#3. 1740' South and 1830' East from the NW corner of Section 5

(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 NE 1/4 (NE 1/4 NW 1/4) (SE 1/4 NW 1/4) of Sec. #1-6, Tp. 28 S. (Give smallest legal subdivision) #2 & 3-5 (N. or S.)

R. 6W, W. M., in the county of Douglas (E. or W.)

5. The pipeline to be 3,000 feet in length, terminating in the SW 1/4 SE 1/4 of Sec. 32, Tp. 27 S. (Main ditch, canal or pipe line) (Miles or feet) (Smallest legal subdivision) (N. or S.)

R. 6W, 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 4 x 4 Berkley pump-portable diesel tractor 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, ..... 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	
28S.	6W.	6	NE $\frac{1}{4}$ NE $\frac{1}{4}$	0.2 ac. from POD	# 1
		5	NW $\frac{1}{4}$ NW $\frac{1}{4}$	26.8 ac. " "	" "
27S.	6W.	32	SE $\frac{1}{4}$ SW $\frac{1}{4}$	4.2 ac. from POD	# 2
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	0.8 ac. " "	" "
28S.	6W.	5	NW $\frac{1}{4}$ NW $\frac{1}{4}$	3.5 ac. " "	" "
			NE $\frac{1}{4}$ NW $\frac{1}{4}$	22.5 ac. " "	" "
		6	NE $\frac{1}{4}$ NE $\frac{1}{4}$	1.0 ac. from POD	# 3
			SE $\frac{1}{4}$ NE $\frac{1}{4}$	5.3 ac. " "	" "
		5	NW $\frac{1}{4}$ NW $\frac{1}{4}$	4.0 ac. " "	" "
			NE $\frac{1}{4}$ NW $\frac{1}{4}$	0.8 ac. " "	" "
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	12.3 ac. " "	" "
			SW $\frac{1}{4}$ NW $\frac{1}{4}$	39.4 ac. " "	" "
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	3.2 ac. " "	" "
				124.0 acres total	✓

(If more space required, attach separate sheet)

(a) Character of soil ..... clay-loam

(b) Kind of crops raised ..... corn, turnips, pasture and melons

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—

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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, \$..... 3,000.00.....

12. Construction work will begin on or before ..... 10-1-72.....

13. Construction work will be completed on or before ..... 10-1-73.....

14. The water will be completely applied to the proposed use on or before ..... 10-1-74.....

*Stanford Buss*  
(Signature of applicant)

Remarks: #2. **0.34** *ltr 3/18/71*  
~~0.17~~ from each of two most westernly streams  
1.21 from east unnamed stream  
2.1 a.f. from Reservoir "A"  
7.8 a.f. from Reservoir "B"  
7.8 a.f. from Reservoir "C"  
**26.0** a.f. from Reservoir "D"

Any deficiency from one pumping point to be made up by other two.

All streams dry when rain stops, so all water will be out of storage.

For legal description of property see legal description filed  
with Application No. R-43199, Permit No. R-4994.

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 1.55 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 west and east streams and three reservoirs to be constructed under application Nos. R-47844 and R-46531, permit Nos. R-5632, R-5624

The use to which this water is to be applied is irrigation, being 0.34 cfs from west stream and reservoir and 1.21 cfs from east stream and reservoirs.

If for irrigation, this appropriation shall be limited to 1/80 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 January 7, 1971

Actual construction work shall begin on or before April 26, 1972 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1972.

Complete application of the water to the proposed use shall be made on or before October 1, 1973.

WITNESS my hand this 26th day of April, 1971.

*Chris L. Wheeler*  
STATE ENGINEER

R

Application No. 47895  
Permit No. 35121

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 7th day of January, 1971, at 8:00 o'clock A. M.

Returned to applicant:

Approved:

April 26, 1971

Recorded in book No. of

Permits on page 35121

CHRIS L. WHEELER  
STATE ENGINEER

Drainage Basin No. 16 page 37X

Fees 3/20