

*APPLICATION FOR PERMIT

CERTIFICATE NO. 43723

To appropriate the Public Waters of the State of Oregon

I, GEORGE LESTER AUSTIN (Name of applicant) of STAR ROUTE, Box 285, FOREST GROVE 97116 (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 #1 GALES CREEK; #2 UNNAMED STREAM & RESERVOIR CONSTRUCTED, a tributary of TUALATIN RIVER UNDER PERMIT # R4907 (Name of stream)

2. The amount of water which the applicant intends to apply to beneficial use is TOTAL = 0.80 (SUPPL.) cubic feet per second. 0.48 cfs GALES CREEK; 0.32 cfs UNNAMED STR. & RESER. WITH ANY DEFICIENCY FROM GALES CREEK (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 #1 - GALES CREEK - S 79° W 800 ft. FROM THE NE CORNER SW 1/4 SE 1/4 SEC. 17 (N. or S.) (E. or W.) #2 UNNAMED STREAM - S. 45° E 660 ft FROM W 1/4 of SEC. 16 (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 #1 SW 1/4 SE 1/4 SEC. 17 & #2 NW 1/4 SW 1/4 SEC. 16 of Sec. 17, Tp. 12 N., R. 4 W., W. M., in the county of (Give smallest legal subdivision) (N. or S.)

5. The (Main ditch, canal or pipe line) to be (Miles or feet) in length, terminating in the (Smallest legal subdivision) of Sec. (N. or S.), Tp. (E. or W.), W. M., the proposed location being shown throughout on the accompanying map.

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 #1 CENTRIFUGAL - 250 G.P.M. & 30 H.P. (Size and type of pump) #2 PROPOSED - CENTRIFUGAL - 400 G.P.M. & 25 H.P. (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—

35154

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 | |
|----------------------------|---|---------|-------------------|-------------------------------|--|
| | | | | SUPPLEMENTAL FROM GALES CREEK | UNNAMED STR. RESERVOIR - DEFICIENCY FROM GALES CREEK |
| 1 NORTH | 4 ^W EAST | 17 | S.E. 1/4 N.E. 1/4 | 4 ³ | 3 ⁸ |
| | | | N.E. 1/4 S.E. 1/4 | | 4 ⁵ |
| | | 16 | S.W. 1/4 N.W. 1/4 | 26 ² | 4 ⁰ |
| | | | N.W. 1/4 S.W. 1/4 | | 11 ⁶ |
| | | | S.W. 1/4 S.W. 1/4 | | 1 ⁸ |
| | | | N.W. 1/4 N.W. 1/4 | 2 ¹ | |
| | | | S.E. 1/4 N.W. 1/4 | 5 ⁴ | |
| | | | TOTAL | 38.0 | 25.7 |
| | | | | | 63.7 |

(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

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, \$ 4000 -

12. Construction work will begin on or before JUNE 1, 1970

13. Construction work will be completed on or before AUGUST 1, 1970

14. The water will be completely applied to the proposed use on or before AUGUST 1, 1970

George L. Rustin
(Signature of applicant)

Remarks: L.D.'s in Files 43096, R-43095, & 40819

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 0.80 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 Gales Creek, unnamed stream and reservoir constructed under Permit No. R-4907 being 0.48 cfs from Gales Creek and 0.32 cfs from unnamed stream and reservoir with any deficiency in the available supply from the unnamed stream to be made up by appropriation from Gales Creek provided that the total quantity from both sources shall not exceed 0.32 cfs.

The use to which this water is to be applied is irrigation and supplemental irrigation.

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, provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein.

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 May 20, 1970.

Actual construction work shall begin on or before May 26, 1972 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1973.

Complete application of the water to the proposed use shall be made on or before October 1, 1974.

WITNESS my hand this 26th day of May, 1971

Ceris L. Wheeler
STATE ENGINEER

PC

Application No. *HC 171*
Permit No. 35154

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 20th day of *May*, 1970, at 10:24 o'clock *A* M.

Returned to applicant:

Approved: *Ceris L. Wheeler*
May 26, 1971

Recorded in book No. _____ of _____
Permits on page 35154

CERIS L. WHEELER
STATE ENGINEER

Drainage Basin No. 2 page 6289
Fees *25.00*