

RECEIVED
OCT 27 1970
STATE ENGINEER
SALEM, OREGON

Permit No. **35670**

***APPLICATION FOR PERMIT**

CERTIFICATE NO. **43162**

To appropriate the Public Waters of the State of Oregon

I, CLIFF C. MERRILL
(Name of applicant)
of 20541 Williams Highway, Williams 97544
(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 MERRILL SPRING
(Name of stream)
....., a tributary of Williams Creek

2. The amount of water which the applicant intends to apply to beneficial use is .05
cubic feet per second. .05
(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 DOMESTIC SUPPLY for three families
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)
.0125 per homesite.

4. The point of diversion is located 1295 ft. South and 1610 ft. East from the W/4
(N. or S.) (E. or W.)
corner of Section 35
~~Fox and Swearingen Property located by 10 X 10 cedar post.~~
(Section or subdivision)
Spring is located on the Merrill Property

(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 N. E. Qtr. of S. W. Qtr. of Sec. 35, Tp. 38S
(Give smallest legal subdivision) (N. or S.)

R. 5W, W. M., in the county of Josephine
(E. or W.)

5. The pipe line to be 3425 Ft
(Main ditch, canal or pipe line) (Miles or feet)
in length, terminating in the N. E. Qtr. of The S. E. Qtr. of Sec. 34, Tp. 38S
(Smallest legal subdivision) (N. or S.)

R. 5 W, 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 gravity flow
(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, 3425 ft.; size at intake, One in.; size at 3425 ft. from intake One in.; size at place of use 3/4 in.; difference in elevation between intake and place of use, 250 ft. Is grade uniform? Yes Estimated capacity, .06 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
T. 38S.	5W.	34	N.E.¼ / S.E.¼	Domestic
T. 38S.	5W.	35	N.W.¼ / S.W.¼	"
T. 38S.	5W.	35	N.E.¼ / S.W.¼	"

(If more space required, attach separate sheet)

(a) Character of soil Rocky

(b) Kind of crops raised Lawn and garden

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 1. present and 2 new homes to be built

(Answer questions 11, 12, 13, and 14 in all cases)

11. Estimated cost of proposed works, \$ 400,00.....

12. Construction work will begin on or before April 1, 1971.....

13. Construction work will be completed on or before ~~April 1, 1972~~ April 1, 1972.....

14. The water will be completely applied to the proposed use on or before ~~April 1, 1973~~ April 1, 1973.....

Clifford Merrill
(Signature of applicant)

Remarks:

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 and completion.....

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before January 13th....., 1971.....

WITNESS my hand this 13th day of November....., 19 70..

RECEIVED
DEC 9 1970
STATE ENGINEER
SALEM, OREGON

CHRIS L. WHEELER
STATE ENGINEER

By *Larry W. Jebousek*
LARRY W. JEBOUSEK
ASSISTANT

47673
35670

Cliff C Merrill
Description of 116 Acres

Beginning at the Southeast corner of the Southeast Quarter of the Northeast Quarter of Section 34; Thence North $00^{\circ} 33'$ West 312.8 feet to the center of a 24 inch in diameter Black Oak Tree; thence South $89^{\circ} 29'$ West along the fence on the South line of the Holland Property, 477.6 feet to a point on the Easterly line of the Williams Highway; thence South $28^{\circ} 22'$ West along the Easterly line of said Highway, 1370.5 feet; thence South $29^{\circ} 22'$ West Along the chord of a curve to the right, 30 feet to a point on the North line of the property of School District No. 16; thence North $89^{\circ} 22'$ East along the North line of said property, 240.96 feet, more or less, to the Northeast corner thereof; thence South $00^{\circ} 17'$ East 417 feet to a point on the South line of the Northeast Quarter of the Southeast Quarter of said Section 34; thence North $89^{\circ} 22'$ East along the South line of said Subdivision, 912.25 feet to the South east corner of said Subdivision; thence North $00^{\circ} 15'$ West 1324.4 feet to the East quarter corner of Section 34; thence $00^{\circ} 33'$ West 312.8 feet to the point of beginning. North

Also, Beginning at the Southwest corner of the Southwest quarter of the Northwest Quarter of Section 35 and run thence North $00^{\circ} 33'$ West along the Section line, 252 feet; thence East and parallel with the East and West center line of said section, 692 feet; thence South $00^{\circ} 33'$ East 252 feet to the said center line of said Section; thence West 692 feet to the point of beginning.

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 0.01 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 Merrill Spring

The use to which this water is to be applied is domestic use for three families

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 October 27, 1970

Actual construction work shall begin on or before January 18, 1973 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 18th day of January, 1972

Chris L. Wheeler
STATE ENGINEER

Application No. 47673
Permit No. 35670

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 27th day of October, 1970, at 8:00 o'clock P.M.

Returned to applicant:

Approved:

January 18, 1972

Recorded in book No. of

Permits on page 35670

CHRIS L. WHEELER
STATE ENGINEER

Drainage Basin No. 15 page 16R

Fees \$5.00