

RECEIVED

APR 12 1971

STATE ENGINEER  
SALEM, OREGON

Permit No. 36130

\*APPLICATION FOR PERMIT

41208

# To Appropriate the Public Waters of the State of Oregon

I, Phil G Fogus (Name of applicant)  
of Ash Creek Rd. Rt. Box 121, Riddle, Oregon 97469 (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 Ash Creek (Name of stream),  
a tributary of Cow Creek

2. The amount of water which the applicant intends to apply to beneficial use is 0.01  
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 1,003 ft. N. and 783 ft. W. from the CENTER  
corner of SECTION 31 (Mention or subdivision)

(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 SE 1/4 NW 1/4 of Sec. 31, Tp. 30S  
(Give smallest legal subdivision) (N. or S.)

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

5. The N/A (Main ditch, canal or pipe line) to be \_\_\_\_\_ (Miles or feet)  
in length, terminating in the SE 1/4 NW 1/4 of Sec. 31, Tp. 30S  
(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 1/2 h.p. Electric Directly From Creek  
(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.



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, \$ 230<sup>00</sup> .....

12. Construction work will begin on or before EXISTING .....

13. Construction work will be completed on or before .....

14. The water will be completely applied to the proposed use on or before .....

Phil J Fogus

(Signature of applicant)

Rt. 1, Box 121, Riddle, Oregon 97146

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 .....

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 0.01 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 Ash Creek

The use to which this water is to be applied is irrigation

If for irrigation, this appropriation shall be limited to 1/70 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 3/2 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 April 12, 1971

Actual construction work shall begin on or before November 27, 1973 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1974

Complete application of the water to the proposed use shall be made on or before October 1, 1975

WITNESS my hand this 27th day of November, 19 72

*Chris L. Wheeler*  
STATE ENGINEER

Application No. 48113  
Permit No. 36130

**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 12th day of April, 19 71, at 8:00 o'clock A. M.

Returned to applicant:

Approved: November 27, 1972 of 36130  
Recorded in book No. 36130  
Permits on page

CHRIS L. WHEELER  
STATE ENGINEER

Drainage Basin No. 16 page 12F  
Fees 20.00