

*APPLICATION FOR PERMIT

CERTIFICATE NO. 47821

To Appropriate the Public Waters of the State of Oregon

I, JOHN - CHRISTOPHER & MARION O'LEARY
(Name of applicant)

of GEN DEL VIDA
(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 GATE CREEK
(Name of stream)

, a tributary of MCKENZIE

2. The amount of water which the applicant intends to apply to beneficial use is
cubic feet per second. 0.750 156
(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 1776 ft. N and 2220 ft. E from the S.W. Section
corner of SECTION 27
(Section 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 NE 1/4 / SW 1/4 of Sec. 27, Tp. 16 S
(Give smallest legal subdivision) (N. or S.)

R. E E, W. M., in the county of CLATSOP

5. The PIPE LINE to be 1,100'
(Main ditch, canal or pipe line) (Miles or feet)

in length, terminating in the NW 1/4 / SE 1/4 of Sec. 27, Tp. 16 S
(Smallest legal subdivision) (N. or S.)

R. 2 E, 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
(Size and type of pump)

3 H.P. ELECTRIC MOTOR
(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.

47821

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, 1,100 ft.; size at intake, 3" ~~4"~~ in.; size at 30' ft. from intake 1 1/2" in.; size at place of use 2" in.; difference in elevation between intake and place of use, 8' ft. Is grade uniform? YES. Estimated capacity, 1.56 / .12 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
16S	2E	27	NE 1/4 SW 1/4	4.6
16S	2E	27	NW 1/4 SE 1/4	1.4
				3.0

(If more space required, attach separate sheet)

✓(a) Character of soil LOAM

✓(b) Kind of crops raised PASTURE

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, \$..... 1,300

✓ 12. Construction work will begin on or before 6-8-71

✓ 13. Construction work will be completed on or before August 1st 72

✓ 14. The water will be completely applied to the proposed use on or before August 1st 72

.....
.....
(Signature of applicant)
.....

herein referred to as grantees, the following described real property, with tenements, hereditaments, and appurtenances, to wit:

Parcel 1: Beginning at the center of Section 27, Township 16 South, Range 2 East of the Willamette Meridian; thence South along the East line of the NE 1/4 of SW 1/4 for a distance of 150.0 feet, more or less, to the North line of the County Road which is the TRUE POINT OF BEGINNING; thence South along said East line of the NE 1/4 of the SW 1/4 for a distance of 480.0 feet, more or less, to the center of the channel of Gate Creek; thence in a Southwesterly direction following said centerline of Gate Creek for a distance of 400.0 feet, more or less, to the Southeast corner of that certain tract conveyed to Fred Harris and wife, by deed recorded March 8, 1934 in Book 172 on Page 503; thence North along the East line of said tract conveyed to Harris for a distance of 750.0 feet, more or less, to the North line of the County Road; thence in a Southeasterly direction along said North line of County Road for a distance of 400.0 feet, more or less, to the true point of beginning in Lane County, Oregon.

Parcel 2: Beginning at the center of Section 27, Township 16 South, Range 2 East of the Willamette Meridian; thence South along the West line of the NW 1/4 of the SE 1/4 for a distance of 150.0 feet, more or less, to the North line of the County Road which is the TRUE POINT OF BEGINNING; thence South along said West line for a distance of 480.0 feet, more or less, to the center of the channel of Gate Creek; thence in an Easterly direction, upstream along the center of said channel to its intersection with a line which is parallel with and 125.0 feet distant Easterly from, when measured at right angle, to said West line; thence North along said parallel line for a distance of 450.0 feet, more or less, to a point on the North line of the County Road; thence in a Northwesterly direction along said North line of County Road to the true point of beginning in Lane County, Oregon.

TO HAVE AND TO HOLD the said premises unto said Grantees, their heirs and assigns forever. And the said Grantors hereby covenant that they are lawfully seized in fee simple of said premises; that they are free from all incumbrances, except easements, reservations and restrictions of record

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 0.075 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 Gate Creek

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

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 July 12, 1971

Actual construction work shall begin on or before February 20, 1974 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 20th day of February, 1973.

Chris L. Wheeler

STATE ENGINEER

Application No. 48431
Permit No. 36355

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 July, 1971, at 8:00 o'clock A. M.

Returned to applicant:

Approved:

February 20, 1973

Recorded in book No. of 36355
Permits on page

CHRIS L. WHEELER
STATE ENGINEER

Drainage Basin No. 2 page 28M
Fees \$20.00