

*APPLICATION FOR PERMIT

CERTIFICATE NO 40308

To appropriate the Public Waters of the State of Oregon

I, Melvin S. Cummings (Name of applicant) of 2615 NIAGARA ST. N. Box 59 Salem, Or. 97303 (Mailing address)

State of Oregon 97303, 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 Cummings # 1 Reservoir & Unnamed Stream, a tributary of Little Pudding River

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 Fish Culture (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 1640 ft. S. and 1140 ft. E. from the N.W. corner of Section 22 (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 S.W. 1/4 of N.W. 1/4 of Sec. 22, Tp. 7 S., R. 2 W., W. M., in the county of Marion

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.), R. (E. or W.), W. M., the proposed location being shown throughout on the accompanying map.

DESCRIPTION OF WORKS

Diversion Works—

Ltr. 9-1-71 JES

6. (a) Height of dam 29 feet, length on top 68 feet, length at bottom 10 feet; material to be used and character of construction Earthfill Compacted (Loose rock, concrete, masonry) Wasteway around Dam (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)

(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, \$.....1200.00.....

12. Construction work will begin on or before8-1-71.....

13. Construction work will be completed on or before8-1-72.....

14. The water will be completely applied to the proposed use on or before8-1-73.....

Melvin Gunning
(Signature of applicant)

Remarks: Pond is to be used for recreational use. Trout will be raised if water temperatures remain low enough. If not suitable for trout, warm water game fish will be raised.

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 an unnamed stream and reservoir to be constructed under application No. R-48473, permit No. R-5886

The use to which this water is to be applied is fish culture

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 July 23, 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. 48474
Permit No. 36380

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 23 day of July, 1971, at 10:00 o'clock A. M.

Returned to applicant:

Approved:

February 20, 1973

Recorded in book No. _____ of 36380 Permits on page _____

CHRIS L. WHEELER
STATE ENGINEER

Drainage Basin No. 2 page 38219
Fees 75.00