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JUN 15 1972

STATE ENGINEER
SALEM, OREGON

Superseded by
Cert. No. 68004

Permit No. 36518

CERTIFICATE NO. 44329

*APPLICATION FOR PERMIT

32.65

To appropriate the Public Waters of the State of Oregon

I, Fredrick L. Behrens
(Name of applicant)
of Rt. 1 Box 4, Summerville
(Mailing address) (City)
State of Oregon, 97876
(Zip Code), 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 Mill Creek - Unnamed Drainage
(Name of stream)
Ditch, a tributary of Grande Ronde River

2. The amount of water which the applicant intends to apply to beneficial use is 257
(Supplemental) (Primary)
cubic feet per second 806 g.p.m. - UNNAMED DRAIN 0.78 cfs Mill Creek 1.79
(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 and supplemental
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)
irrigation

4. The point of diversion is located 0 ft. and 870 ft. West from the E 1/4
(N. or S.) (E. or W.)
corner of Section 2, T 1 S R 38 E, W.M. and 1276 ft. South from the E 1/4
(Section or subdivision)
of section 2, T 1 S R 38 E W.M. and S 39° 37' W 1925 ft. from the E 1/4 Cor
of Section 2, T 1 S R 38 E, W.M.

(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 of the SE 1/4 & the SE 1/4 of the Sec. 2, Tp. 1 So.
(Give smallest legal subdivision) (N. or S.)
R. 38 E, W. M., in the county of Union
(E. or W.)

5. The Pipe line to be 650 ft.
(Main ditch, canal or pipe line) (Miles or feet)
in length, terminating in the NW 1/4 of the SE 1/4 of Sec. 2, Tp. 1 So.
(Smallest legal subdivision) (N. or S.)
R. 38 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 Sump hole in creek & sump
(Timber, concrete, etc., number and size of openings)
hole in unnamed drainage ditch

(c) If water is to be pumped give general description _____
(Size and type of pump)
125 HP Diesel 8" intake 6" outlet.
(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. Such forms can be secured without charge, together with instructions, by addressing the State Engineer, Salem, Oregon 97310.

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Canal System or Pipe Line—

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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, ^{portable} 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, 10 ft. Is grade uniform? yes Estimated capacity, 2.0 sec. ft.

8. Location of area to be irrigated, or place of use T152 R. 38 E W M - Union County

Township North or South	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
1 So	38 E	2	<i>(Primary from Mill Creek)</i> NW $\frac{1}{4}$, SE $\frac{1}{4}$	40
"	"	"	SW $\frac{1}{4}$, SE $\frac{1}{4}$	40
"	"	"	SE $\frac{1}{4}$, SE $\frac{1}{4}$	30
"	"	"	NE $\frac{1}{4}$, SE $\frac{1}{4}$	33
				<u>143</u>
<i>(Supplemental supply from drainage ditch when available)</i>				
1 S	38 E	2	NW SE	10
1 S	38 E	2	SW SE	40
1 S	38 E	2	SE SE	<u>12</u>
				<u>62</u>

(If more space required, attach separate sheet)

(a) Character of soil Sandy loam

(b) Kind of crops raised peas, grass seed, wheat, pasture, hay

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, \$ 7,000
- 12. Construction work will begin on or before Oct. 1, 1973
- 13. Construction work will be completed on or before Oct. 1, 1974
- 14. The water will be completely applied to the proposed use on or before Oct. 1, 1976

Frederick L. Behrens
(Signature of applicant)

Remarks:

The unnamed drainage ditch is constructed on my property, being gathered in drain tile. It starts in the NW 1/4 SE 1/4 and flows southerly. This runs a good amount in the spring but later almost goes dry. To be used when sufficient amount of water is available.

STATE OF OREGON, }
 MARION } ss.
County of ~~Marion~~

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 October 2 19 72
November 14 72

By hand this 1st day of August, 19 72
14th September 72

RECEIVED
SEP 11 1972
STATE ENGINEER
SALEM, OREGON

RECEIVED
SEP 20 1972
STATE ENGINEER
SALEM, OREGON

CHRIS L. WHEELER

STATE ENGINEER

Thomas E. Shook

By Thomas E. Shook

ASSISTANT

PERMIT

STATE OF OREGON, }
 MARION } ss.
County of ~~Marion~~ }

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 2.57 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 Mill Creek and unnamed drainage ditch

The use to which this water is to be applied is irrigation and supplemental irrigation being 1.79 cfs from Mill Creek for irrigation and 0.78 cfs from unnamed drainage ditch for supplemental irrigation

If for irrigation, this appropriation shall be limited to 1/40 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 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,

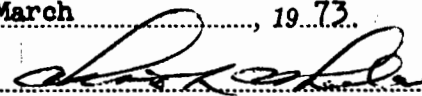
and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

The priority date of this permit is June 15, 1972 for 1.79 cfs, and September 11, 1972 for 0.78 cfs

Actual construction work shall begin on or before March 13, 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 13th day of March, 1973.


STATE ENGINEER

Application No. 49357
Permit No. 36518

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 15th day of June, 1972, at 11:15 o'clock A. M.

Returned to applicant:

Approved:

March 13, 1973 of
Recorded in book No. 36518
Permits on page

CHRIS L. WHEELER
STATE ENGINEER

Drainage Basin No. 8 page 187
Fees 122.55