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STATE ENGINEER
SALEM, OREGON

*APPLICATION FOR PERMIT

Permit No. 37027

CERTIFICATE NO. 42555

To appropriate the Public Waters of the State of Oregon

I, RICHARD CHARLES NICHOLSON
(Name of applicant)
of Rt. 1, Box 130 A, COVE
(Mailing address) (City)
State of OREGON, 97824, do hereby make application for a permit to appropriate the
(Zip Code)

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 UNNAMED SPRING POND
(Name of stream)
~~WARM (MERRY) CREEK~~, a tributary of GRAND RONDE RIVER.

2. The amount of water which the applicant intends to apply to beneficial use is 0.24
~~0.125 (1/800)~~
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 Supplemental Irriq.
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 562 ft. S and 150 ft. W from the NE
(N. or S.) (E. or W.)
corner of SECTION 16
(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 NE 1/4 of Sec. 16, Tp. 3S,
(Give smallest legal subdivision) (N. or S.)
R. 40E, W. M., in the county of UNION
(E. or W.)

5. The PIPE LINE to be 1.190
(Main ditch, canal or pipe line) (Miles or feet)
in length, terminating in the NE 1/4 NE 1/4 of Sec. 16, Tp. 3S,
(Smallest legal subdivision) (N. or S.)
R. 40E, 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 9 feet, length on top 100 feet, length at bottom
75 feet; material to be used and character of construction EARTH FILL
(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 SINGLEPHASE CENTRIFUGAL
(Size and type of pump)
220 VOLT (TO PUMP 0.24 CFS, 4" PIPE, 1290
(Size and type of engine or motor to be used, total head water is to be lifted, etc.)
FT. ON 4% DOWN GRADE)

* 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.

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, 1190 ft.; size at intake, 4 in.; size at 1190 ft. from intake 4 in.; size at place of use 4 in.; difference in elevation between intake and place of use, 80 ft. Is grade uniform? YES Estimated capacity, 0.24 sec. ft.

8. Location of area to be irrigated, or place of use T35 R40E Sec. 16 Union County

Township North or South	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
3 S	40 E	16	NE 1/4 NE 1/4	9.5

(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, \$ 1500⁰⁰

12. Construction work will begin on or before 8/15/72

13. Construction work will be completed on or before 11/1/72

14. The water will be completely applied to the proposed use on or before 5/15/73

Richard C. Nicholson
(Signature of applicant)

Remarks: OWNER OF ABOVE-DESCRIBED PROPERTY HAS APPROPRIATED RIGHTS FOR BENEFICIAL USE OF WARM (MURPHY) CREEK WATERS DATING FROM 1869. Number 6434 Grants Round River Decree

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 October 16....., 19..72

WITNESS my hand this 16th..... day of August....., 19..72..

RECEIVED
AUG 29 1972
STATE ENGINEER
SALEM, OREGON

CHRIS L. WHEELER

STATE ENGINEER

By

Thomas E. Shook
Thomas E. Shook

Thomas E. Shook

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 0.24 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 spring and
reservoir to be constructed under application No. R-49412, permit No. R-6010

The use to which this water is to be applied is 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 irriga-
tion season of each year from direct flow and storage from reservoir to be con-
structed under permit No. R-6010

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 3, 1972 for 0.01 cfs, and
August 29, 1972 for 0.23 cfs

Actual construction work shall begin on or before August 27, 1974 and shall
thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1975.

Complete application of the water to the proposed use shall be made on or before October 1, 1976...

WITNESS my hand this 27th day of August, 1973.

[Signature]
STATE ENGINEER

Application No. 49413
Permit No. 27027

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 3rd day of July,
1973, at 8 o'clock A. M.

Returned to applicant:

Approved: _____
August 27, 1973 of
Recorded in book No. _____
Permits on page 27027

CHRIS L. WHEELER
STATE ENGINEER

Drainage Basin No. 8 page 121
Fees None