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RECEIVED
JUL 14 1972
STATE ENGINEER
SALEM, OREGON

Permit No. 37121
CERTIFICATE NO. 47415

*APPLICATION FOR PERMIT

ASSIGNED, See Misc. Rec., Vol. 6 Page 191

To Appropriate the Public Waters of the State of Oregon

I, H. A. Soder (Name of applicant)

of Kernville Star Route (Mailing address), Lincoln City (City),

State of Oregon, 97367 (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 unnamed spring & Wade Creek (Name of stream)

....., a tributary of Siletz River

2. The amount of water which the applicant intends to apply to beneficial use is 0.055

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 Domestic and Irrigation (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

being 0.005 cfs from the unn. spring for domestic purposes & 0.05 cfs from Wade Creek for irrigation

4. The point of diversion is located ~~290~~ 55 ft. S (N. or S.) and 130 ft. E (E. or W.) from the NW corner of the SW¼ SE¼ (Lot 4) of Section 9 (Section or subdivision) (Wade Creek diversion) H.A.S.

.....

[Unn. spring: 5 ft. north & 145 ft. east from the NW corner of the SW¼ SE¼ (Lot 4) of Section 9 being within the NW¼ SE¼ of Section 9 T9S R10W 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 SW¼ SE¼ (Lot 4) (Give smallest legal subdivision) of Sec. 9, Tp. 9S (N. or S.),

R. 10W (E. or W.), W. M., in the county of Lincoln.

5. The portable (Main ditch, canal or pipe line) to be ..... (Miles or feet)

in length, terminating in the ..... (Smallest legal subdivision) of Sec. ....., Tp. ..... (N. or S.),

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

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 one hp electric pump (Size and type of pump)

for irrigation
(Size and type of engine or motor to be used, total head water is to be lifted, etc.)

½ hp cent for domestic purposes

*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—

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, ... 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, ... ft. Is grade uniform? ..... Estimated capacity, ... 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
9S	10W	9	SW¼ SE¼ (Lot 4)	4ac & Domestic

(If more space required, attach separate sheet)

(a) Character of soil .....

(b) Kind of crops raised Lawn & Garden & some 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. .....,* (No. N. or S.) *R. .....,* (No. E. or W.) *W. M.*

(h) The use to which power is to be applied is .....

(i) The nature of the mines to be served .....

Municipal or Domestic Supply— 37124

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 ..... one .....

(Answer questions 11, 12, 13, and 14 in all cases)

11. Estimated cost of proposed works, $.....

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

13. Construction work will be completed on or before ..... Aug. 1, 1972 .....

14. The water will be completely applied to the proposed use on or before ..... Oct 1, 1974 .....

.....

..... H. A. Soden .....
(Signature of applicant)

.....

Remarks: .....

..... Legal description .....

..... Gov't Lots 3 & 4 north of Highway 229 .....

..... T9S R10W WM .....

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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 0.055 *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 Wade Creek

The use to which this water is to be applied is domestic use for 1 family and irrigation being 0.005 cfs from the unnamed spring for domestic use and 0.05 cfs from Wade Creek for 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 2½ 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 31, 1972

Actual construction work shall begin on or before December 14, 1974 *and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19*75

*Complete application of the water to the proposed use shall be made on or before October 1, 19*76

WITNESS my hand this 14th *day of* December, *19*73

STATE ENGINEER

Application No. 42528

Permit No. 37121

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 31st *day of* July, *19*72, *at* 9:07 *o'clock* A *M.*

Returned to applicant:

Approved:

December 14, 1973

Recorded in book No. ... *of Permits on page* 37121

CHRIS L. WHEELER
STATE ENGINEER

Drainage Basin No. 18 *page* 20E

Fees $30.00

SP*45693-119