

RECEIVED

Permit No. 37391

AUG 31 1973

STATE ENGINEER
SALEM, OREGON

*APPLICATION FOR PERMIT

CERTIFICATE NO. 44572

To Appropriate the Public Waters of the State of Oregon

I, GLENN H. EAGON

(Name of applicant)

of RT. 2 BOX 247 BAKER CREEK RD., MCMINNVILLE 97128

(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 UNNAMED SPRING

(Name of stream)

, a tributary of BAKER CREEK

2. The amount of water which the applicant intends to apply to beneficial use is 0.02 cfs.

~~cubic feet per second.~~

~~10 gpm~~

(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 (RESIDENCE AND

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

LIVESTOCK) IRRIGATION OF GARDEN & LAWN. SEE REMARKS

4. The point of diversion is located 330 ft. N and 690 ft. E from the SW

(N. or S.)

(E. or W.)

corner of SECTION 10

(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 SW 1/4 SW 1/4 of Sec. 10, Tp. 4S,

(Give smallest legal subdivision)

(N. or S.)

R. 5W, W. M., in the county of YAMHILL

(E. or W.)

5. The PIPELINE to be 1820'

(Main ditch, canal or pipe line)

(Miles or feet)

in length, terminating in the SE 1/4 NW 1/4 of Sec. 15, Tp. 4S,

(Smallest legal subdivision)

(N. or S.)

R. 5W, 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)

(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.

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, 1820 ft.; size at intake, 3/4 in.; size at ft. from intake in.; size at place of use 3/4 in.; difference in elevation between intake and place of use, 150 ft. Is grade uniform? yes 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 |
|----------------------------|---------------------------------------------|---------------|----------------------|---------------------------------|
| <u>4S</u> | <u>3W</u> | <u>31</u> | <u>NE 1/4 NE 1/4</u> | <u>10.8</u> |
| 4S | 3W | 31 | | |
| <u>4S</u> | <u>5W</u> | <u>15</u> | <u>SE 1/4 NW 1/4</u> | <u>0.4</u> |
| <u>4S</u> | <u>5W</u> | <u>15</u> | <u>SE 1/4 NW 1/4</u> | <u>Livestock & Domestic</u> |
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(If more space required, attach separate sheet)

(a) Character of soil HAZELAIR, WILLAKENZIE, PANTHER

(b) Kind of crops raised GARDEN

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.

(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

Municipal or Domestic Supply—

10. (a) To supply the city of

(Name of) County, having a present population of

and an estimated population of in 19.....

(b) If for domestic use state number of families to be supplied 1. RESIDENCE, 2. FAMILIES

Single Residence Type Building.
(Answer questions 11, 12, 13, and 14 in all cases)

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

12. Construction work will begin on or before

13. Construction work will be completed on or before

14. The water will be completely applied to the proposed use on or before

Completed
[Signature]
(Signature of applicant)

Remarks: THIS SPRING AND EXISTING PIPELINE HAS BEEN INSTALLED MANY YEARS AND HAS SERVED THIS RESIDENCE WITH WATER. RECORDS RECORDED ON 28th day OF MAY, 1958 IN VOL. 187 PAGE 561. WARRANTY DEED FROM MARION E. SCHAAP TO H.L. CUMMINS, QUOTE. RESERVING UNTO THE GRANTORS AN EASEMENT OVER THE ABOVE DESCRIBED REAL PREMISES FOR A PIPELINE AND THE RIGHT TO WATER FROM A SPRING ON SAID PREMISES SUFFICIENT FOR DOMESTIC USES FOR ONE DWELLING-HOUSE AND BARN LOCATED UPON ADJOINING PREMISES OWNED BY THE GRANTERS. UNQUOTE. I PURCHASED THIS PROPERTY RECENTLY AND HAVE JUST BEEN INFORMED IT IS NECESSARY TO APPLY TO THE STATE OF OREGON FOR A PERMIT TO USE THIS WATER.

Item # 3 Domestic use 0.005 cfs Stock use 0.0052 cfs Irrigation 0.01 cfs

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 completion

In order to retain its priority, this application must be returned to the State Engineer, with correc-

tions on or before ~~January 21~~ July 8, 19~~74~~ 74

WITNESS my hand this ~~19th~~ 6th day of ~~November~~ May, 19~~73~~ 74

CHRIS L. WHEELER
STATE ENGINEER

By *[Signature]*
Wayne J. Overcash ASSISTANT

RECEIVED
JAN 8 1974
STATE ENGINEER
SALEM, OREGON

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 0.02 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 unnamed spring

The use to which this water is to be applied is domestic use for 1 family, stock and irrigation being 0.005 cfs for domestic, 0.005 cfs for stock and 0.01 cfs 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 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 August 31, 1973

Actual construction work shall begin on or before August 6, 1975 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1976

Complete application of the water to the proposed use shall be made on or before October 1, 1977

WITNESS my hand this 6th day of August, 1974

Chris L. Wheeler
STATE ENGINEER

Application No. 51176
Permit No. 37391

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 August, 1973, at 8:00 o'clock A. M.

Returned to applicant:

Approved:

August 6, 1974

Recorded in book No. of
Permits on page 37391

CHRIS L. WHEELER
STATE ENGINEER

Drainage Basin No. 2 page 908/6
Fees 55.00