

*APPLICATION FOR PERMIT

ASSIGNED, See Misc. Rec., Vol. "By Deed"

To appropriate the Public Waters of the State of Oregon

I, FLORIAN FRANK FONTAINE (Name of applicant) of N. MYRTLE RT., BOX 213-B (Mailing address), MYRTLE CREEK (City), State of OREGON, 97457 (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 N. MYRTLE CREEK (Name of stream), a tributary of MYRTLE CREEK

2. The amount of water which the applicant intends to apply to beneficial use is 0.03 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 IRRIGATION (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 2610 ft. N. and 2570 ft. W. from the S.E. corner of SECTION 8 (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 NW 1/4 SE 1/4 of Sec. 8, Tp. 29 S. (Give smallest legal subdivision) (N. or S.)

R. 4 W., W. M., in the county of DOUGLAS (E. or W.)

5. The PIPE LINE (Main ditch, canal or pipe line) to be 200' (Miles or feet) in length, terminating in the NW 1/4 SE 1/4 of Sec. 8, Tp. 29 S. (Smallest legal subdivision) (N. or S.)

R. 4 W., 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 1/2 HP JACUZZI (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. 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, 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
29S	4W	8	NW 1/4 SE 1/4	2 1/2 AC.

(If more space required, attach separate sheet)

(a) Character of soil SAND - CLAY

(b) Kind of crops raised LAWN, GARDEN, 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

(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

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

11. Estimated cost of proposed works, \$ 200

12. Construction work will begin on or before 10-1-73

13. Construction work will be completed on or before 10-1-74

14. The water will be completely applied to the proposed use on or before 10-1-75

D. J. Fontaine

(Signature of applicant)

Remarks:

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 November 5, 1973.

WITNESS my hand this 4th day of September, 1973.

CHRIS L. WHEELER

STATE ENGINEER

By

Thomas E. Shook

ASSISTANT

RECEIVED
SEP 13 1973
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 0.03 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 North Myrtle Creek

The use to which this water is to be applied is irrigation

If for irrigation, this appropriation shall be limited to 1/80th 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 June 14, 1973

Actual construction work shall begin on or before October 9, 1976 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1977.

Complete application of the water to the proposed use shall be made on or before October 1, 1978.

WITNESS my hand this 9th day of October, 1975.

James E. Sel...
Water Resources Director

FH
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Application No. 50671
Permit No. 38280

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 14th day of June
1973, at 11:15 o'clock A. M.

Returned to applicant:

Approved:

Recorded in book No. 38280 of
Permits on page

STATE ENGINEER

Drainage Basin No. 16 page 37P

Fees \$50.00