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Permit No. 39377

JUL 02 1975

WATER RESOURCES DEPT. APPLICATION FOR PERMIT SALEM, OREGON

"CERTIFICATE NO. 57234"

To Appropriate the Public Waters of the State of Oregon

I, Jim BUTSCH (Name of applicant) of Rt. 1 Box 99 (Mailing address), Mt. Angel (City), State of OREGON, 297362 (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 STREAM and RESERVOIR (Name of stream), a tributary of ZOLLNER CREEK

2. The amount of water which the applicant intends to apply to beneficial use is 9 cfs 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 (supplemental) of 295.0 acres (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 1800 ft. S (N. or S.) and 2550 ft. W (E. or W.) from the N.E. corner of SEC 1, Tp. 6 S, R. 1 W, W.M. (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, NE 1/4 (Give smallest legal subdivision) of Sec. 1, Tp. 6 S (N. or S.), R. 1 W (E. or W.), W. M., in the county of MARION

5. The CONCRETE FLASHBOARD STRUCTURE (Main ditch, canal or pipe line) to be in length, terminating in the SW 1/4, NW 1/4 (Smallest legal subdivision) of Sec. 1, Tp. 6 S (N. or S.), R. 1 W (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 9.0 feet, length on top 286 feet, length at bottom 20 feet; material to be used and character of construction EARTHEN CONSTRUCTION WITH CONCRETE FLASHBOARD CHANNEL (Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate CONCRETE CHANNEL (FLASHBOARD) 9.0' HIGH AND 8.0' WIDE WITH ROCK RIPRAP AT OUTLET (Timber, concrete, etc., number and size of openings)

(c) If water is to be pumped give general description (NOT APPLICABLE) (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
65	1W	1	NE 1/4 NE 1/4	38.6
			NW 1/4 NE 1/4	39.3
			SW 1/4 NE 1/4	<del>37.1</del> 35.4
			SE 1/4 NE 1/4	36.3
			NE 1/4 SW 1/4	30.0
			NW 1/4 SW 1/4	28.0
			NW 1/4 SE 1/4	<del>37.8</del> 34.9
			SW 1/4 SE 1/4	<del>34.9</del> 37.0
			NE 1/4 SE 1/4	15.5
				<del>282.0</del> 295.0

(If more space required, attach separate sheet)

(a) Character of soil Willamette

(b) Kind of crops raised Row Crops, grain, grasses

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, \$ 4 000

12. Construction work will begin on or before \_\_\_\_\_

13. Construction work will be completed on or before completed

14. The water will be completely applied to the proposed use on or before Oct 1976

*James [Signature]*  
(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 correction on or before October 23, 1975

WITNESS my hand this 21 st. day of August, 1975

RECEIVED  
OCT 24 1975  
WATER RESOURCES DEPT  
SALEM, OREGON

JAMES E. SEYSON  
Director

By *[Signature]*  
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 3.0 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 stream and reservoir to be constructed under Application No. R-53368, Permit No. R- 6305

The use to which this water is to be applied is supplemental 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 from direct flow 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 from direct flow and storage from reservoir to be constructed under Permit No. R- 6305

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 October 24, 1975

Actual construction work shall begin on or before January 28, 1977 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 28th day of January, 1976.

James P. [Signature] WATER RESOURCES DIRECTOR STATE ENGINEER

Application No. 53369  
Permit No. 39377

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 2nd day of July, 1975, at 1:10 o'clock P. M.

Returned to applicant:

Approved:

Recorded in book No. 39377 of Permits on page

STATE ENGINEER

Drainage Basin No. 2 page 38222

Fees