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WATER RESOURCES DEPT.
SALEM, OREGON

"CERTIFICATE NO. 54839"

Permit No. 39761

ASSIGNED. See Misc. Res., Vol. (By Road)

*APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Oregon

I, James English (Name of applicant)
of Star Route Box 155 (Mailing address), Gales Creek (City),
State of Oregon (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

N/A

1. The source of the proposed appropriation is Bateman Creek (Name of stream)

, a tributary of Gales Creek

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

0.0125 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 126 ft. S and 2470 ft. E from the NW corner of SW 1/4, Section 26, T2N, R5W, 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 NE 1/4 SW 1/4 of Sec. 26, Tp. 2N, R. 5W, W. M., in the county of Washington

(Give smallest legal subdivision) (N. or S.) (E. or W.)

5. The Pipe line to be 550 feet in length, terminating in the NW 1/4, SE 1/4 of Sec. 26, Tp. 2N, R. 5W, W. M., the proposed location being shown throughout on the accompanying map.

(Main ditch, canal or pipe line)

(Miles or feet)

(Smallest legal subdivision) (N. or S.)

(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 2" - 1 1/2 HP Centrifugal (electric) (Size and type of pump)

Total Head, lifted = 36' (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, 550 ft.; size at intake, 2" in.; size at ft. from intake in.; size at place of use 2" in.; difference in elevation between intake and place of use, 36 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
2N	5W	26	NE 1/4, SW 1/4	0.47
2N	5W	26	NW 1/4, SE 1/4	0.53

(If more space required, attach separate sheet)

(a) Character of soil **Wapato - Verboort - Cove Association (Shot-dark)**

(b) Kind of crops raised **Pasture, cane berries and garden vegetables**

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, \$ 650.00

12. Construction work will begin on or before Is complete

13. Construction work will be completed on or before Is complete

14. The water will be completely applied to the proposed use on or before 1 August 1975

James C. English
(Signature of applicant)

Remarks. LEGAL DESCRIPTION:

PARCEL I:
BEGINNING at an iron pin at the Northwest corner of land conveyed to Alexander G. Walter in deed Book 240, Page 263, and this pin being 1362 feet South and 1400 feet West of the Northeast corner of the Southwest quarter of the Northeast quarter of Section 26, Township 2 North, Range 5 West, Willamette Meridian, Washington County, Oregon; thence running South 88° 51' West 97.1 feet to the true point of beginning. From this true point of beginning run South 88° 51' West 33.2 feet; thence South 26° 30' East, 302.8 feet; thence North 75° 30' East 30.7 feet; thence North 26° 30' West 294.9 feet to the true point of beginning.

PARCEL II:
BEGINNING at the Southwest corner of the above described Parcel I, running South 26° 30' East 30.7 feet to the true point of beginning. From this true point of beginning, running South 26° 30' East 105.0 feet to a one inch iron pipe; thence North 75° 30' East 330.6 feet, more or less, to the West boundary 50 feet from centerline of the Wilson River St. Highway; thence along this west highway boundary (around a spiral curve to the right, the chord of which is) North 38° 24' West 157.4 feet to highway right of way pin 2129 plus 41.27; thence continuing along this West boundary of highway, around a curve to the right to a point; the chord of this course being North 32° 20' West 29.3 feet, thence South 75° 30' West 292.2 feet to the true point of beginning, in Washington County, Oregon.

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 0.013 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 Bateman 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 July 21, 1975

Actual construction work shall begin on or before March 4, 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 4th day of March, 1976

James E. [Signature]
WATER RESOURCES DIRECTOR STATE ENGINEER

Application No. 53436
Permit No. 39761

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 21st day of July, 1975, at 8:00 o'clock A. M.

Returned to applicant:

Approved:

Recorded in book No. of
Permits on page 39761

STATE ENGINEER
Drainage Basin No. 2 page 62B20

Fees