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JUL 23 1975

Permit No. 39870

CERTIFICATE NO. 51124

WATER RESOURCES DEPT. SALEM, OREGON

*APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Oregon

I, ED DIZESHER (Name of applicant) of RT. 2 BOX 91 (Mailing address), WOODBORN (City), State of OREGON (Zip Code) 97071, 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 BUTTE CREEK (primary) & Res. (Certificate 29312) a tributary of RESERVOIR (supplemental), a tributary of PUDDING RIVER (Name of stream)

2. The amount of water which the applicant intends to apply to beneficial use is 0.15 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 860 ft. S and 1330 ft. W from the E 1/4 corner of SECTION 25 (PRIMARY) (Section or subdivision)

(Reservoir diversion) 410' N & 705' E from the E 1/4 Cor. of Sec 25 (SUPPLEMENTAL) 410' N & 705' E from the E 1/4 corner of SEC 25 within SW 1/4 NW 1/4 Sec. 30, Tp. 55, R. 1 E. (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. 25, Tp. 55, R. 1 W, W. M., in the county of CLATSOP (Give smallest legal subdivision) (N. or S.)

5. The PIPELINE (Main ditch, canal or pipe line) to be 970 (Miles or feet) in length, terminating in the NE 1/4, SE 1/4 of Sec. 25, Tp. 55, R. 1 W, W. M., the proposed location being shown throughout on the accompanying map. (Smallest legal subdivision) (N. or S.)

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 20 HP 3" intake; 2 1/2" discharge 770 3 phase Backley Centrifugal (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, 970 ft.; size at intake, 5 in.; size at ft. from intake in.; size at place of use 3 in.; difference in elevation between intake and place of use, 10 ft. Is grade uniform? Yes Estimated capacity, 0.4 sec. ft.

8. Location of area to be irrigated, or place of use

Table with 5 columns: Township North or South, Range E. or W. of Willamette Meridian, Section, Forty-acre Tract, Number Acres To Be Irrigated. Handwritten entries include 55, 1W, 25, NE 1/4, SE 1/4, 1.4, 10.6, and 12.6.

(If more space required, attach separate sheet)

(a) Character of soil FERTILE

(b) Kind of crops raised ROW CROPS

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

Municipal or Domestic Supply—

55870

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, \$..... **NO ADDITIONAL EXPENSE**
- 12. Construction work will begin on or before **COMPLETED**
- 13. Construction work will be completed on or before **COMPLETED**
- 14. The water will be completely applied to the proposed use on or before **SEPT. 1, 1975**

Ed Jescher
(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 completion

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before December 22, 1975

WITNESS my hand this 22nd day of October, 1975

James E. Sexson, Director

By *Vestal R. Garner*
Vestal R. Garner ASSISTANT

RECEIVED
DEC 15 1975
WATER RESOURCES DEPT
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 0.15 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 Butte Creek and Reservoir constructed under Permit No. R-1943

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 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 constructed under Permit No. R-1943

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 23, 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 B. [Signature]
WATER RESOURCES DIRECTOR STATE ENGINEER FH

Application No. 53457
Permit No. 39870

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 23rd day of July, 1975, at 4:28 o'clock P. M.

Returned to applicant:

Approved:

Recorded in book No. 39870 of Permits on page

STATE ENGINEER

Drainage Basin No. 2 page 38, 222

Fees