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Permit No. 39925

AUG 20 1975

"CERTIFICATE NO. 54220"

WATER RESOURCES DEPT.
SALEM, OREGON

*APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Oregon

I, Dean A. Malencik
(Name of applicant)
of 4801-24th NE, # 504, Seattle
(Mailing address) (City)
State of Wash., 98105, do hereby make application for a permit to appropriate the
(Zip Code)

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 Marys River
(Name of stream)
a tributary of Willamette

2. The amount of water which the applicant intends to apply to beneficial use is
cubic feet per second 0.09375 (7^{1/2} @ 0.0125 cfs ~~1.125 @ 0.0125 cfs~~)
(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 925 ft. N and 275 ft. W from the
(N. or S.) (E. or W.)
corner of Sections 20 | 21
29 | 28
(Section or subdivision)

This puts diversion point within SE 1/4 SE 1/4

(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 SE 1/4 SE 1/4 of Sec. 20, Tp. 11S
(Give smallest legal subdivision) (N. or S.)
R. (6) W, W. M., in the county of Benton
(E. or W.)

5. The main pipe line to be 300 ft.
(Main ditch, canal or pipe line) (Miles or feet)
in length, terminating in the SE 1/4 SE 1/4 of Sec. 20, Tp. 11S
(Smallest legal subdivision) (N. or S.)
R. (6) 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 3 HP Gas Driven
Pump, 15' lift at 20 lb pressure 2" suction,
1 1/2" discharge, max pump rate = 0.1 cfs.
(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, 300 ft.; size at intake, 2" in.; size at 300 ft. from intake 2 in.; size at place of use 2" in.; difference in elevation between intake and place of use, 15-20 ft. Is grade uniform? yes Estimated capacity, 0.1 sec. ft.

8. Location of area to be irrigated, or place of use SE 1/4 SE 1/4 of

Township North or South	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
11 S	(6) SW	20	SE 1/4 SE 1/4	7.54
11 S	6 W	20		7.54

Handwritten note: Mon. Co. garden and trees

(a) Character of soil Abigua Silty Clay Loam
 (b) Kind of crops raised Grass ; non-commercial garden + fruit trees

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.
 (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, \$ 600.⁰⁰.....

12. Construction work will begin on or before 5/76 *Handwritten note: 12/1/76*

13. Construction work will be completed on or before 7/76 *Handwritten note: 12/1/76*

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

Irrigation 7/76

Handwritten signature

Dean A. Malenik
(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 24, 19 75

WITNESS my hand this 22nd day of September, 19 75

James E. Sexson, Director

XXXXXX

By

Handwritten signature

Wayne J. Overcash

ASSISTANT

WATER RESOURCES DEPT.
SALEM, OREGON

RECEIVED
OCT 20 1975

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 0.09 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 Marys River

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 May 16, 1975

Actual construction work shall begin on or before March 24, 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 24th day of March, 1978

James B. [Signature] WATER RESOURCES DIRECTOR

Application No. 53142
Permit No. 39925

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 24th day of March, 1978, at 9 o'clock P.M.

Returned to applicant:

Approved:

Recorded in book No. 39925 of

Permits on page 19B

STATE ENGINEER

Drainage Basin No. 2 page 19B

Fees 25.00