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JUN - 9 1976

WATER RESOURCES DEPT  
SALEM, OREGON

\*APPLICATION FOR PERMIT

Permit No. 40798

ASSIGNED. See Misc. Rec., Vol. 6 Page 414

### To appropriate the Public Waters of the State of Oregon

I, Roland Theiss (Name of applicant)  
of Rt. 1 Box 165 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 spring (Name of stream),  
a tributary of Shoestring Creek

2. The amount of water which the applicant intends to apply to beneficial use is 0.02  
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 domestic - including (Irrigation, power, mining, manufacturing, domestic supplies, etc.)  
up to 1/2 acre - lawn & garden

4. The point of diversion is located ..... ft. (N. or S.) and ..... ft. (E. or W.) from the  
corner of ..... (Section or subdivision)

P.O.D. is 500' N 25° E of the  
SW corner of Gov lot 4 Twp 31S  
R 6W W. M. Sec. 1  
(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 of the NW 1/4 of Sec. 1, Tp. 31S,  
(Give smallest legal subdivision) (N. or S.)  
R. 6W, W. M., in the county of Douglas  
(E. or W.)

5. The ..... (Main ditch, canal or pipe line) to be ..... (Miles or feet)  
in length, terminating in the NW 1/4 NW 1/4 of Sec. 1, Tp. 31S,  
(Smallest legal subdivision) (N. or S.)  
R. 6W, 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 .....  
(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 .....

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: 315, 6 W, 1, NW 1/4 NW 1/4, 1/2 00m @ 2 L 1/6

(If more space required, attach separate sheet)

(a) Character of soil ..... dirt & some rock

(b) Kind of crops raised ..... lawn & garden

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 ..... NW 1/4 NW 1/4 of Sec. 1

Tp. 315, R. 6 W., W. M. (No. N. or S.) (No. E. or W.)

(f) Is water to be returned to any stream? ..... No (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 2

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

- 11. Estimated cost of proposed works, \$ 500.<sup>00</sup>
- 12. Construction work will begin on or before JUNE 15, 1976
- 13. Construction work will be completed on or before JULY 15, 1976
- 14. The water will be completely applied to the proposed use on or before AUGUST 30, 1976

Roland Sheiss  
(Signature of applicant)

Remarks:

Water is to be used for two homes - to be constructed on the NW 1/4 of the NW 1/4 - being 42.63 acres M/L

Legal Description is = Gov. lot 4 Sec. 1 Twp 315 R. 6 W. W. M. Douglas County, Oregon also known as the NW 1/4 of the NW 1/4 of Sec. 1 Twp 315 R. 6 W. W. M. Douglas County, Oregon

WATER RESOURCES DEPT.  
SALEM, OREGON

JUL 28 1976

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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 September 22, 19 76

WITNESS my hand this 22nd day of July, 19 76

JAMES E. SEXSON  
Director ~~STATE ENGINEER~~

By Vestal R. Garner  
Vestal R. Garner ~~STATE ENGINEER~~

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 0.02 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 a spring

The use to which this water is to be applied is domestic use for two families, including the irrigation of lawn and garden not to exceed 1/2 acre in area.

If for irrigation, this appropriation shall be limited to of one cubic foot per second or its equivalent for each acre irrigated

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 9, 1976

Actual construction work shall begin on or before November 18, 1977 and shall

thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1978.

Extended to Oct. 1 1980

Complete application of the water to the proposed use shall be made on or before October 1, 1979.

Extended to Oct. 1 1980

WITNESS my hand this 18th day of November, 1976.

James E. Dixon  
WATER RESOURCES DIRECTOR

Application No. 54364  
Permit No. 40798

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 9 day of June  
19 76, at 11 o'clock A. M.

Returned to applicant:

Approved:

Recorded in book No. 40798 of

STATE ENGINEER

Drainage Basin No. 16 page 126

Fees