

RECEIVED

Permit No. 40994

JUL - 91976

WATER RESOURCES DEPT
SALEM, OREGON

*APPLICATION FOR PERMIT

"CERTIFICATE NO. 57302"

To appropriate the Public Waters of the State of Oregon

I, Howard C. Jacobs (Name of applicant)
of Rt 1 Box 293-A-3, Beaver Creek (City)
State of Oregon, 97004, (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 SWAGGER CREEK & Edna's Reservoir (Name of stream), a tributary of CLEAR CREEK

2. The amount of water which the applicant intends to apply to beneficial use is 0.05 cubic feet per second for Irrigation & 0.02 cfs for fish Culture (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 & FISH CULTURE (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 500 ft. S and 1270 ft. W from the N.E. corner of SEC. 13 T.4S - R.3E (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 NE 1/4 of Sec. 13, Tp. 4S, R. 3E, W. M., in the county of CLACKAMAS

5. The PIPE LINE to be 2.00 in length, terminating in the NE 1/4 NE 1/4 of Sec. 13, Tp. 4S, R. 3E, W. M., the proposed location being shown throughout on the accompanying map.

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.

7801-7019

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, 200 ft.; size at intake, 1 1/2 in.; size at ft. from intake in.; size at place of use 1 1/2 in.; difference in elevation between intake and place of use, + 15' ft. Is grade uniform? YES Estimated capacity, 0.15 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
4S	3E	13	NE 1/4 NE 1/4	2.0 fish
"	"	13	SE 1/4 NE 1/4	1.5
"	"	"	NW 1/4 NE 1/4	fish

(If more space required, attach separate sheet)

(a) Character of soil JORY SILT LOAM

(b) Kind of crops raised pasture

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—

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10. (a) To supply the city of

(Name of) County, having a present population 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, \$ 500.00

12. Construction work will begin on or before Has begun

13. Construction work will be completed on or before JUNE 30, 77

14. The water will be completely applied to the proposed use on or before JUNE 30, 77

Signature of applicant

Remarks:

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STATE OF OREGON, DEPT. OF WATER RESOURCES, SALEM, 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 October 6, 1976 or November 30, 1976

WITNESS my hand this 6th day of August, 1976 or 30th day of September, 1976

JAMES E. SEXSON Director

By Vestal R. Garner

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 0.05 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 Swagger Creek and reservoir to be constructed under application No. R-54488, permit No. R- 6534.

The use to which this water is to be applied is irrigation and fish culture, being 0.04 c.f.s. for irrigation and 0.01 c.f.s. for fish culture.

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- 6534.

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 December 16, 1976

Actual construction work shall begin on or before January 12, 1978 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1978

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

WITNESS my hand this 12th day of January, 1977

James E. Sisson
WATER RESOURCES DIRECTOR

Application No. 54489
Permit No. 40994

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 July, 1976, at 11:00 o'clock H. M.

Returned to applicant:

Approved:

Recorded in book No. 40994 of Permits on page

STATE ENGINEER

Drainage Basin No. 2 page 101
Fees 100