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Permit No. **41356**

JUL 14 1976

WATER RESOURCES DEPT.
OREGON

*APPLICATION FOR PERMIT

*CERTIFICATE NO. 57459

To Appropriate the Public Waters of the State of Oregon

I, HARRY N. and Debra A. Potts
(Name of applicant)
of Rt 1 Box 124-123, Newberg
(Mailing address) 32
State of Oregon, 97132, 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 ~~XXXXXX~~ stream
(Name of stream)
and Reservoir, a tributary of Chehalem Creek

2. The amount of water which the applicant intends to apply to beneficial use is 0.21
cubic feet per second ~~fish~~ recreation
0.01 irrigation 0.20
(If water is to be used from more than one source, give quantity from ~~each~~ each)

3. The use to which the water is to be applied is irrigation and domestic
(Irrigation power, mining, manufacturing, domestic supplies, etc.)
fish recreation

4. The point of diversion is located 820 ft. N and 1100 ft. W from the SE
(N. or S.) (E. or W.)
corner of section 36 T.2S R.3W
(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 SE SE of Sec. 36, Tp. 2S,
(Give smallest legal subdivision) (N. or S.)
R. 3W, W. M., in the county of Yamhill
(E. or W.)

5. The pipeline to be 400 feet
(Main ditch, canal or pipe line) (Miles of feet)
in length, terminating in the SE SE of Sec. 36, Tp. 2S,
(Smallest legal subdivision) (N. or S.)
R. 3W, 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 13 feet, length on top 125 feet, length at bottom
40 feet; material to be used and character of construction earth fill
(Use 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 electric
(Size and type of pump)
to be determined
(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—

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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

Township North or South	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
25	3W	36	SE SE	16 acres
			SE SE	fish recreation
			SW SE	0.6
			NW SE	0.9
				<u>17.5 ac.</u>

(If more space required, attach separate sheet)

(a) Character of soil *chehalis*

(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

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, \$.....

12. Construction work will begin on or before August 1, 1976

13. Construction work will be completed on or before August 1, 1977

14. The water will be completely applied to the proposed use on or before August 1, 1977

Debra A. Potts

(Signature of applicant)

Debra A. Potts

Remarks:

The stream will be used for irrigation only. The stream and reservoir will be used for recreation.

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.

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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 0.21 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 an unnamed stream and a reservoir to be constructed under application No. R-54509, permit No. R- 6564, being 0.20 c.f.s. from stream for irrigation and 0.01 c.f.s. from stream and reservoir for recreation.

The use to which this water is to be applied is irrigation and recreation.

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- 6564.

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 14, 1976

Actual construction work shall begin on or before April 4, 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 4th day of April 19 77.

James E. Swann
WATER RESOURCES DIRECTOR

Application No. 54510
Permit No. 41356

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 14th day of July 1976, at 10 o'clock A.M.

Returned to applicant:

Approved:

Recorded in book No. of 41356
Permits on page

STATE ENGINEER

Drainage Basin No. 2 page 76 B21
Fees \$5.00