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WATER RESOURCES DEPT.
SALEM, OREGON

Permit No. **41638**

P.C. *APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Oregon

I, ⁸⁵ ~~Joseph P. Burger~~ - Hilbert Highland, Inc.
(Name of applicant)
of 6048 Highway 20 NW, Albany
(Mailing address) (City)
State of Oregon, 97321, 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 September 27, 1968
SALEM, OREGON

1. The source of the proposed appropriation is Willamette River and reservoirs Constructed
(Name of stream)
by Bureau of Reclamation, a tributary of

2. The amount of water which the applicant intends to apply to beneficial use is 1.21 1.26 88
cubic feet per second Div. 1 = .41; Div. 2 = .29; Div. 3 = .51
(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 #1 1990 S 1 W
#2 240 ft. S and 540 ft. W from the common
#3 460 (N or S.) 1520 (E. or W.)
corner of Sections 3, 4, 9, 10
(Section or subdivision)

water source to be upstream reservoir storage
(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 #1-SE 1/4 NE 1/4; #2-NE 1/4 NE 1/4 Sec. 9; #3-SE 1/4 SW 1/4 Sec. 3
(Give smallest legal subdivision) of Sec. 3, Tp. 11S
(N. or S.)

R. 4, W. M., in the county of Benton
(E. or W.)

5. The 4 to be 4
(Main ditch, canal or pipe line) (Miles or feet)
in length, terminating in the 4 of Sec. 3, Tp. 11S
(Smallest legal subdivision) (N. or S.)

R. 4, 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 30 and 40 feet, length on top 170 feet, length at bottom
170 feet; material to be used and character of construction matching centrifugal pump - 170
(Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate 30 and 40 HP electric with
(Timber, concrete, etc., number and size of openings)

(c) If water is to be pumped give general description 30 and 40 HP electric with
matching centrifugal pump - 170
(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.

P.C.

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

Township North or South	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
Div. 1				
11S	4W	9	SE $\frac{1}{4}$ NE $\frac{1}{4}$ ✓	17.0
"	"	"	NE $\frac{1}{4}$ NE $\frac{1}{4}$ ✓	14.0
"	"	10	NW $\frac{1}{4}$ NW $\frac{1}{4}$ ✓	2.0 33.0
Div. 2				
11S	4W	9	NE $\frac{1}{4}$ NE $\frac{1}{4}$ ✓	5.0
"	"	4	SE $\frac{1}{4}$ SE $\frac{1}{4}$ ✓	14.0
"	"	3	SW $\frac{1}{4}$ SW $\frac{1}{4}$ ✓	4.0 23.0
Div. 3				
"	"	10	NW $\frac{1}{4}$ NW $\frac{1}{4}$ ✓	1.5
"	"	3	SW $\frac{1}{4}$ SW $\frac{1}{4}$ ✓	24.0
"	"	"	SE $\frac{1}{4}$ SW $\frac{1}{4}$ ✓	16.0
				3.0 TOTAL

(If more space required, attach separate sheet)

(a) Character of soil *SW $\frac{1}{4}$ SE $\frac{1}{4}$* *44.5* *98*

(b) Kind of crops raised row crops and grains

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—

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, \$.. 10,000
- 12. Construction work will begin on or before .. Spring 1977
- 13. Construction work will be completed on or before .. Spring 1977
- 14. The water will be completely applied to the proposed use on or before .. 1979

x *Hilbert Highland Inc*
(Signature of applicant)

x *By Joseph P. Burger Pres*

Remarks: .. An application to purchase water from Bureau of Reclamation
reservoir storage is being filed. This permit application is for purchase of
stored water.

*Copies of Legal Descriptions to be
mailed.*

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.

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 1.26 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 Willamette River and storage release from Willamette Basin project reservoirs constructed under permits No. R1625 and No. R 5363 above the diversion points described herein.

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 reservoirs constructed under permits No. R 1625 and R 5363, and is subject to the terms and conditions of contract No. 7-07-10-W0048, or a satisfactory replacement, between the Bureau of Reclamation and the applicant, a copy of which is on file in the records of the Water Resources Department,

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 February 22, 1977

Actual construction work shall begin on or before September 14, 1978 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1979.

Extended to Oct. 1 1980

Complete application of the water to the proposed use shall be made on or before October 1, 1980.

WITNESS my hand this 14th day of September 19 77

James T. Larson
Water Resources Director

Application No. 55303.

Permit No. 41638

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 22nd day of February, 1977, at 10:17 o'clock A. M.

Returned to applicant:

Approved:

Recorded in book No. _____ of _____

Permits on page _____

STATE ENGINEER

Drainage Basin No. 2 page 64.5

Fees _____