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SEP 19 1973

*APPLICATION FOR PERMIT

STATE ENGINEER

To appropriate the Public Waters of the State of Oregon

I, Robert C. Niehus

(Name of applicant)

of Star Route B of 72

(Mailing address)

St Paul

(City)

State of Oregon, 97137, 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

Bureau of Reclamation contract 14-00-100-000 R97

1. The source of the proposed appropriation is Willamette River &

(Name of stream)

stored water allowed under, a tributary of

2. The amount of water which the applicant intends to apply to beneficial use is

800 gals per minute
3250 ft. annually from reservoir

(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 1320 ft. N and 20 ft. E from the C 4

(N. or S.)

(E. or W.)

corner of Section 31 T3 SR 2W (River pumping point)

(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 SW NE 4 of Sec. 31, Tp. 3 S

(Give smallest legal subdivision)

(N. or S.)

R. 2W, W. M., in the county of Marion

(E. or W.)

5. The _____ to be _____

(Main ditch, canal or pipe line)

(Miles or feet)

in length, terminating in the _____ of Sec. _____, Tp. _____

(Smallest legal subdivision)

(N. or S.)

R. _____, 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 50 HP Electric

(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

Township North or South	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
<i>Supplemental from reservoir</i>				
T3S	2W	31	SW 1/4 SE 1/4	38 1/2
T3S	2W	31	SE 1/4 SE 1/4	38 1/4
T4S	2W	6	NW 1/4 NE 1/4	39 1/2
T4S	2W	6	NE 1/4 NE 1/4	34 1/8
<i>Primary</i>				
T3S	2W	31	NE 1/4 SE 1/4	39

(If more space required, attach separate sheet)

(a) Character of soil

(b) Kind of crops raised *Grain and Row Crops*

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.

Tp., R., W. M.

(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.

(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, \$.....
- 12. Construction work will begin on or before Oct 1973
- 13. Construction work will be completed on or before May 1974
- 14. The water will be completely applied to the proposed use on or before Oct 1975

Robert C. Niehus
(Signature of applicant)

Remarks:

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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 completion.....

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before May 6, 1974.

RECEIVED
 MAR 6 1974
 STATE ENGINEER
 SALEM OREGON

WITNESS my hand this 4th day of March, 1974.

CHRIS L. WHEELER
STATE ENGINEER

By *Wayne J. Overcash*
ASSISTANT
 Wayne J. Overcash

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 0.5 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 Willamette Basin Project reservoirs constructed under permits No. R 1625 and R 5363.

The use to which this water is to be applied is irrigation and supplemental 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, provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein, and is subject to the terms and conditions of contract No. 14-06-100-8054, 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 September 19, 1973

Actual construction work shall begin on or before February 2, 1979 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1979.

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

WITNESS my hand this 2nd day of February, 1978.

James E. Serran
Water Resources Director

Application No. 51244
Permit No. 42523

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 19th day of September, 1978, at 9:30 o'clock A. M.

Returned to applicant:

Approved:

Recorded in book No. of Permits on page

STATE ENGINEER

Drainage Basin No. 2 page 6AR

Fees