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**RECEIVED**

Permit No. **43240**

**55300**

FEB 22 1977

**\*APPLICATION FOR PERMIT**

WATER RESOURCES DEPT.

SALEM, OREGON

To Appropriate the Public Waters of the State of Oregon

I, **HENRY R. KAISER**

(Name of applicant)

of **Rt 2 Box 97**

(Mailing address)

**MONMOUTH**

(City)

State of **OR**

**97361**  
(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

**RITNER CREEK**

(Name of stream)

, a tributary of

2. The amount of water which the applicant intends to apply to beneficial use is **3.02**

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 **IRRIGATE FOR**

(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

**FEB 1 to APRIL 1 AND OCT EACH YEAR**

4. The point of diversion is located \_\_\_\_\_ ft. \_\_\_\_\_ and \_\_\_\_\_ ft. \_\_\_\_\_ from the

(N. or S.)

(E. or W.)

corner of

**#1 400'S § 300' W FROM C 1/4 SEC 5**

(Section or subdivision)

**#2 3370'S § 230' W FROM SW COR DLC 55**

**#3 1040'S § 1720' W FROM SW COR DLC 55**

**#4 1850'S § 960' W FROM SW COR DLC 55**

(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 NE SW #2 SW NW #4 NW NW** Sec. **5**

Tp. **10S**

(N. or S.)

R. **6W**

(E. or W.)

W. M., in the county of

**POLK**

5. The **PORTABLE PIPE** 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 **10, 20, 40, 50, 60**

(Size and type of pump)

**AND 7.5 ALL CENT. PUMPS.**

(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.

"CERTIFICATE NO. **62711**

**1977**

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
10 S	6 W	5	NW NE	1 3/4
			SW NE	18 5/8
			NE NW	11 1/4
			NW NW	23 1/2
			SW NW	23 1/2
			SE NW	22 10
			NW SE	1 5/8
			NE SW	14 6/8
			NW SW	1 6/8
			9 S	6 W
SE SE	18 1/4			
NW SW	13 1/8			
SW SW	26 1/8			
SE SW	26 1/8			
		32	SW SE	26 1/8
			SW SE	26 1/8
			SW SE	26 1/8
				<u>241 3/8</u>

(If more space required, attach separate sheet)

(a) Character of soil .....  
(b) Kind of crops raised ..... PASTURE & HAY

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 ..... COMPLETE

13. Construction work will be completed on or before ..... "

14. The water will be completely applied to the proposed use on or before OCT. 31, 1977

X *Henry P. Kaiser*  
(signature of applicant)

Remarks: .....

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.....

43240

STATE ENGINEER

55 300

By .....

ASSISTANT

PERMIT

STATE OF OREGON, } ss. 33510  
County of Marion, }

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 3.02 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 Ritner Creek.

The use to which this water is to be applied is supplemental irrigation. The use allowed herein may be made anytime between October 1 and March 31 that water can be put to beneficial use by irrigation for immediate crop growth.

If for irrigation, this appropriation shall be limited to 1/80th of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 1 acre foot per acre for each acre irrigated during the period from October 1 to March 31, provided further that the right allowed herein, together with the amount secured under any other right existing for the same land shall not exceed 2 1/2 acre feet for each acre irrigated in any one year. The use of water during the period from October 1 to March 31 as authorized herein shall not establish priority of right as against future appropriations of surface water for beneficial uses or for storage for such beneficial uses, other than similar rights for irrigation from October 1 to March 31. Provided further, the permittee shall record and submit annually a report of all water used for irrigation during the period of October 1 through March 31 of each year.

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 August 16, 1979 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1980.

Complete application of the water to the proposed use shall be made on or before October 1, 1981.

WITNESS my hand this 16th day of August, 1978.

*James E. Seaman*  
Water Resources Director

Application No. 55300  
Permit No. 43240

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 22 day of FEB 1978 at 8:00 o'clock A. M.

Returned to applicant:

Approved:

Recorded in book No. of Permits on page

STATE ENGINEER

Drainage Basin No. 2 page 186  
Fees