

Application No. 59272

Permit No. 44522

STATE OF OREGON WATER RESOURCES DEPARTMENT **RECEIVED**

Application for Permit to Appropriate Surface Water **AUG 27 1979**

WATER RESOURCES DEPT
SALEM, OREGON

I, Winter Creek, Incorporated (Name of Applicant)

of P. O. Box 766 (Mailing Address), Albany (City)

State of Oregon (Zip Code) 97321 Phone No. 926-4415 do hereby

make application for a permit to appropriate the following described waters of the State of Oregon:

1. The source of the proposed appropriation is Soap Creek, ~~Winter Creek, and Winter Creek~~ **MAP**

~~Reservoir~~, a tributary of Luckiamute River

2. The point of diversion is to be located ft. (N. or S.) and ft. (E. or W.)

from the corner of (Public Land Survey Corner)

..... Diversion #1 - 200' S and 2700' E from the N.W. corner of Sect 12
(If there is more than one point of diversion, each must be described)

~~..... Diversion #2 - 270' S and 3550' E from the N.W. corner of Sect 12~~ **MAP**

..... being within the N.W. 1/4 of the N.E. 1/4 of

Sec. 12 Tp. 10S R. 5W, W. M., in the county of Polk
(N. or S.) (E. or W.)

3. Location of area to be irrigated, or place of use if other than irrigation.

Township	Range	Section	List 1/4 1/4 of Section	List use and/or number of acres to be irrigated
10S	5W	12	NW 1/4 of the NE 1/4	10 acres wildlife food crops & habitat maintenance
10S	5W	12	NE 1/4 of the NW 1/4	3 acres wildlife food crops & habitat maintenance

4. The amount of water which the applicant intends to apply to beneficial use is 1.16
cubic feet per second. See Remarks.....
(If water is to be used from more than one source, give quantity from each)

5. The use to which the water is to be applied is ...16 c.f.s. for irrigation and 1.0 c.f.s....
for wildlife habitat maintenance.....

6. DESCRIPTION OF WORKS

Include dimensions and type of construction of diversion dam and headgate, length and dimensions of supply ditch or pipeline, size and type of pump and motor, type of irrigation system to adequately describe the proposed distribution system.

The delivery system will consist of 3200' of buried pipeline--1500' of 6", 500'
and 1200' of 4". The pump will be a 30 horsepower electric or diesel operated
motor. The water will be applied by two guns delivering 150 gals/min with 110
lbs. of pressure at the head.

Five duck ponds, each approximately 1.6 ac in size and 1' deep, will be flooded by
winter rains. In the event of lack of winter rains, the duck ponds will be flooded
from the reservoir, one at a time, as needed.

If for domestic use state number of families to be supplied.....

7. Construction work will begin on or before.....October 1978.....

8. Construction work will be completed on or before...November 1978.....

9. The water will be completely applied to the proposed use on or before...December 1979.....

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Remarks: Water to be stored under permit #43819. Soap Creek will be used to supplement the flow from Winter Creek when the flow from Winter Creek is insufficient. The flow will be used for irrigation (0.16 cfs). When the direct flow is no longer available the water from the reservoir (9.6 ac.ft.) will be used. (Permit #7777). Permit #43819 was completed by the Secretary-Treasurer of Winter Creek, Inc. and Soap Creek was mistakenly omitted. This application is being respectfully submitted by the President of Winter Creek, Inc. to correct this error. Also, please note the address change to P. O. Box 766, Albany, Oregon 97321. Enclosure map.

*See Below

Signature of Applicant
Merle Paul, President

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 Water Resources Director with corrections on or before January 7, 1980.

WITNESS my hand this 6th day of November, 1979.

JAMES E. SEXSON Water Resources Director

By *Wayne J. Overcash*
Wayne J. Overcash

*This is for the purpose of 1.0 c.f.s. for wildlife attraction by maintenance of the wildlife ponds and the reservoir constructed under Permit No. R-7777.

This instrument was first received in the office of the Water Resources Director at Salem, Oregon, on the 27th day of August, 1979, at 11:00 o'clock A.M.

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WATER RESOURCES DEPT
SALEM, OREGON

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NOV 19 1979

Permit to Appropriate the Public Waters of the State of Oregon

This is to certify that I have examined the foregoing application and do hereby grant the same SUBJECT TO EXISTING RIGHTS INCLUDING THE EXISTING FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD 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 1.16 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 Soap Creek

The use to which this water is to be applied is supplemental irrigation and wildlife attraction by maintenance of wildlife ponds and reservoir constructed under Permit numbered R-7777, being 0.16 c.f.s. for irrigation and 1.0 c.f.s. for wildlife attraction.

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 2 1/2 acre feet per acre for each acre irrigated during the irrigation season of each year, 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. The right allowed herein for storage for wildlife attraction shall be subordinate and inferior to all future rights for storage for beneficial consumptive use

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 August 27, 1979

Actual construction work shall begin on or before December 6, 1980 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1981

Complete application of the water to the proposed use shall be made on or before October 1, 1982

WITNESS my hand this 6th day of December, 1979

James E. Dixon
Water Resources Director

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