

RECEIVED JUN 15 1973 APPLICATION FOR PERMIT
STATE ENGINEER
To Appropriate the Public Waters of the State of Oregon

I, PROSPER J. BEENING
(Name of applicant)
of Rt 1 - 335
(Mailing address), WOODBURN
(City)
State of ORE
(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 NONE

1. The source of the proposed appropriation is CASE CREEK
RESERVOIR (Name of stream)
CASE CR DAM No 1, a tributary of CHAMBERLAIN CR
2. The amount of water which the applicant intends to apply to beneficial use is 1.17
416/96 CUB. FT. 42 LPH 3-19-74
cubic feet per second 1.17 AC FT FROM CASE CR DAM
RESERVOIR No 1 (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 N 42° 06' E - 724'
ft. and ft. from the SE
(N. or S.) (E. or W.)
corner of KENNEDY D.L.C No 49
(Section or subdivision)
T.4S. R.2W.W.M.
DAM: N 55° E 1410' SW COR SEC 24
SW SW SEC 24 T.4S. R.2W.W.M.
(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 NW of Sec. 25, Tp. 4S
(Give smallest legal subdivision) (N. or S.)
R. 2W, W. M., in the county of MARION
(E. or W.)

5. The PORTABLE 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 SUCTION IN RESERVOIR 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
(Size and type of pump)
20 HP ELEC - CENTRIFUGAL
(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
45	2W	23	SWSW	1.16
		25	NW NW	5.77
		25	SW NW	0.30
		26	NE NE	23.06
		26	SE NE	17.91
		26	SW NE	4.82
		26	NW NE	14.58
		26	NE NW	18.82
		26	NW NW	7.73
			TOTAL	94.15

(If more space required, attach separate sheet)

(a) Character of soil SILT LOAM

(b) Kind of crops raised ROW CROP - 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

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, \$ 10,000.00
12. Construction work will begin on or before COMPLETE
13. Construction work will be completed on or before COMPLETE
14. The water will be completely applied to the proposed use on or before COMPLETE

x Casper J. Benning
(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 correction and completion

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before November 7, 1973.

WITNESS my hand this 7th day of September, 1973.

RECEIVED
SEP 24 1973
STATE ENGINEER
SALEM, OREGON

CHRIS L. WHEELER
STATE ENGINEER
Thomas E. Shook
ASSISTANT

44594

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 1.17 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 Case Creek and Reser-
voir No. 1 to be constructed under application No. R-54152, permit No. R-7973

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 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

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 June 15, 1973

Actual construction work shall begin on or before February 7, 1981 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 7th day of February, 1980

James E. Sexson
James E. Sexson, Director

Application No. 50672
Permit No. 4459A

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 15th day of June,
1973, at 10:04 o'clock A. M.

Returned to applicant:

Approved:

Recorded in book No. _____ of _____
Permits on page _____

STATE ENGINEER

Drainage Basin No. 2 page 20816

Fees 1.17

RAK