

Application No. 59513

Permit No. 45016

STATE OF OREGON WATER RESOURCES DEPARTMENT **RECEIVED**

Application for Permit to Appropriate Surface Water NOV 19 1979

WATER RESOURCES DEPT.  
SALEM, OREGON

I, GILAN MULKEY  
(Name of Applicant)

of 14030 DEARMOND ROAD, MONMOUTH  
(Mailing Address) (City)

State of OREGON, 97361 Phone No. 838-1880  
(Zip Code)

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 BERRY CREEK, SOAP CREEK,  
AND GILAN MULKEY RES. a tributary of LUCKIAMUTE R.

2. The point of diversion is to be located SOAP CR 50 S E 1870  
BERRY CR 750 ft. N and W 660  
from the NW SECTION 12 (N. or S.) (E. or W.)  
from the E 1/4 corner of SECTION 2  
(Public Land Survey Corner)

(If there is more than one point of diversion, each must be described)

SOAP CR 12  
BERRY CR 2 being within the SOAP CR NE NW  
BERRY CR SE 1/4 of the NE 1/4 of  
Sec. 2 Tp. 10 S R. 5 W, 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		
108	5W	1	SW 1/4 NW 1/4	5.5		
			NE 1/4 SW 1/4	3.6		
			NW 1/4 SW 1/4	35.8		
			SW 1/4 SW 1/4	30.1		
					SE 1/4 SW 1/4	14.5
				2	SE 1/4 NE 1/4	5.5
					NE 1/4 SE 1/4	23.5
					SE 1/4 SE 1/4	1.5
						120.0

4. The amount of water which the applicant intends to apply to beneficial use is ..... 1.5 .....

cubic feet per second... FROM SOAP CREEK WITH ANY DEFICIENCY IN  
(If water is to be used from more than one source, give quantity from each)

THE AVAILABLE SUPPLY TO BE MADE UP FROM BERRY CREEK AND GYLAN INDIAN RES.

5. The use to which the water is to be applied is ..... IRRIGATION .....

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.

4 x 3 PORTABLE PUMP POWERED BY PTO FROM TRACTOR

BURIED 8" MAINLINE

PORTABLE LATERALS

SAME PUMP TO BE USED AT BOTH DIVERSIONS

FLOOD PUMP TO FILL RES.

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

7. Construction work will begin on or before..... JANUARY 1, 1981 .....

8. Construction work will be completed on or before..... OCT 1, 1981 .....

9. The water will be completely applied to the proposed use on or before..... OCT 1, 1981 .....

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Remarks:.....

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+ *Glen Mulkey*  
Signature of Applicant

*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 Water Resources Director with corrections on or before ....., 19.....*

*WITNESS my hand this ..... day of....., 19.....*

*Water Resources Director*

*By .....*

*This instrument was first received in the office of the Water Resources Director at Salem, Oregon, on the*  
*19<sup>74</sup> day of NOVEMBER, 19 79, at 2:48 o'clock*  
*P.M.*

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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 1.5 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 Soap Creek with any deficiency in the available supply from Soap Creek to be made up from Berry Creek and Gylan Mulkey Reservoir to be constructed under application No. R-59512, permit No. R-8167.

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 reservoir to be constructed under permit No. R-8167.

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 November 19, 1979

Actual construction work shall begin on or before September 19, 1981 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1982

Complete application of the water to the proposed use shall be made on or before October 1, 1983

WITNESS my hand this 19th day of September, 1980

James E. Jensen Water Resources Director