

\*Permit No. 7 6 2 1

APPLICATION FOR A PERMIT

CERTIFICATE NO. 8720

To Appropriate the Public Waters of the State of Oregon

I, Chas. E. Cone (Name of applicant)  
of RT. 4 Salem (Postoffice), County of Marion,  
State of Oregon, 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 Unnamed Stream, or known by some as  
(Name of stream)  
Powell Creek, tributary of Battle Creek

2. The amount of water which the applicant intends to apply to beneficial use is  
0.50 cubic feet per second.

3. The use to which the water is to be applied is Irrigation, Fish propagation, and  
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)  
for duck ponds.

4. The point of diversion is located  
(Give distance and bearing to section corner)

being within the NW 1/4 (being Lot 8 of Elderbrook of Sec. 23, Tr. 8 S,  
(Give smallest legal subdivision) (No. N. or S.)  
R. 3 W., W. M., in the county of Marion  
(No. E. or W.)

5. The pipe line and ditch to be 3/8  
(Main ditch, canal or pipe line)  
miles in length, terminating in the NE 1/4 of Sec. 23, Tr. 8 S,  
(Smallest legal subdivision) (No. N. or S.)  
R. 3 W., W. M., the proposed location being shown throughout on the accompanying map.  
(No. E. or W.)

6. The name of the ditch, canal or other works is  
Cone Irrigation System.

DESCRIPTION OF WORKS

DIVERSION WORKS—

7. (a) Height of dam 5 feet, length on top 20 feet, length at bottom  
5 feet; material to be used and character of construction Timber  
(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)

\* A different form of application is provided where storage works are contemplated. These forms can be secured without charge, together with instructions, by addressing the State Engineer, Salem, Oregon.

## CANAL SYSTEM—

8. (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.

Will use a 2" ram, also gasoline engine and 2" centrifugal pump, Small Reservoir to be filled from pump and ram. Water diverted from reservoir onto lands.

FILL IN THE FOLLOWING INFORMATION WHERE THE WATER IS USED FOR  
IRRIGATION—

9. The land to be irrigated has a total area of ..... 20 ..... acres, located in each smallest legal subdivision, as follows:

(Give area of land in each smallest legal subdivision which you intend to irrigate)

5 acres in NW 1/4 SE 1/4

15 acres in NE 1/4 SW 1/4, Sec. 23, Tp. 8 S., R. 3 W. W. M.

(If more space required, attach separate sheet)

POWER, MINING, MANUFACTURING, OR TRANSPORTATION PURPOSES—

10. (a) Total amount of power to be developed ..... fraction ..... theoretical horsepower.

(b) Total fall to be utilized 10 ..... feet.  
(Head)

(c) The nature of the works by means of which the power is to be developed 2" Ram

(d) Such works to be located in NW 1/4 SE 1/4 of Sec. 23, Tp. 8 S., R. 3 W. W. M.  
(Legal subdivision)

(e) Is water to be returned to any stream? Yes  
(Yes or No)

(f) If so, name stream and locate point of return Powell Creek

NW 1/4 SE 1/4, Sec. 23, Tp. 8 S., R. 3 W. W. M.  
(No. N. or S.) (No. E. or W.)

(g) The use to which power is to be applied is raising water for irrigation.

(h) The nature of the mines to be served

MUNICIPAL SUPPLY—

11. To supply the city of \_\_\_\_\_  
 \_\_\_\_\_ County, having a present population of \_\_\_\_\_,  
 (Name of)  
 and an estimated population of \_\_\_\_\_ in 192\_\_\_\_\_.

(Answer questions 12, 13, 14, and 15 in all cases)

12. Estimated cost of proposed works, \$\_\_\_\_\_
13. Construction work will begin on or before \_\_\_\_\_
14. Construction work will be completed on or before \_\_\_\_\_
15. The water will be completely applied to the proposed use on or before \_\_\_\_\_

Duplicate maps of the proposed ditch or other works, prepared in accordance with the rules of the State Engineer, accompany this application.

Chas. E. Cone  
 (Name of applicant)

Signed in the presence of us as witnesses:

- (1) \_\_\_\_\_, \_\_\_\_\_  
 (Name) (Address of witness)
- (2) \_\_\_\_\_, \_\_\_\_\_  
 (Name) (Address of witness)

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 or completion, as follows: \_\_\_\_\_

In order to retain its priority, this application must be returned to the State Engineer, with corrections, on or before \_\_\_\_\_, 192\_\_\_\_\_.

WITNESS my hand this \_\_\_\_\_ day of \_\_\_\_\_, 192\_\_\_\_\_.

STATE ENGINEER.

Application No. 1 1 1 3 3

Permit No. 7 6 2 1

**PERMIT**  
TO APPROPRIATE THE PUBLIC  
WATERS OF THE STATE  
OF OREGON

District No. ....

*This instrument was first received in the  
office of the State Engineer at Salem, Oregon,*

*on the 12th day of October,*

*1926, at 10:30 o'clock A. M.*

*Returned to applicant for correction:*

*Corrected application received:*

*Approved:*

*November 8th, 1926*

*Recorded in Book No. 25 of  
Permits, on page 7 6 2 1*

*RHEA LUPER*  
STATE ENGINEER.

1 map ACFP

\$11.25

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 the following limitations and conditions: If for irrigation, this appropriation shall be limited  
to one-eightieth of one cubic foot per second, or its equivalent, for each acre irrigated, and shall be subject  
to such reasonable rotation system as may be ordered by the proper state officer.*

*The right herein granted is limited to the appropriation of water from An  
Unnamed Stream, or know by some as Powell Creek, for development of 1 theoretical  
horsepower, irrigation purposes, and for fish propagation including water for duck  
ponds.*

*The amount of water appropriated shall be limited to the amount which can be applied to bene-  
ficial use and not to exceed 0.50 cubic feet per second, or its equivalent in case of  
rotation. The priority date of this permit is October 12, 1926.*

*Actual construction work shall begin on or before November 8, 1927 and shall  
thereafter be prosecuted with reasonable diligence and be completed on or before*

June 1, 1928 *EXTENDED TO 6/1/30*

*Complete application of the water to the proposed use shall be made on or before*

October 1, 1929 *10/1/30*

*WITNESS my hand this 8th day of November, 1926.*

*RHEA LUPER*  
STATE ENGINEER.

Permits for power development are subject to the limitation of franchise as provided in Section 5728, Oregon Laws, and the  
payment of annual fees as provided in Section 5803, Oregon Laws.

This form approved by the State Water Board, March 11, 1909.