

* APPLICATION FOR A PERMIT

To appropriate the Public Waters of the State of Oregon

I, Fred L. Mackaben (Name of applicant) of Newberg Rt. 1, Box 359 (Post office), County of Oregon, 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 (Name of stream) trib. of Chehalem Crk., a tributary of Willamette

2. The amount of water which the applicant intends to apply to beneficial use is 0.05 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 Irrigation (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 800 ft. S and 1100 ft. W from the E 1/4 corner of Sec. 14, T. 3 S., R. 3 W., W. M. (Section or subdivision)

(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 NE 1/4 SE 1/4 of Sec. 14, Tp. 3 S., R. 3 W., W. M., in the county of Yamhill

5. The pipe to be 275 feet in length, terminating in the pipe of Sec. 14, Tp. 3 S., R. 3 W., W. M., the proposed location being shown throughout on the accompanying map.

DESCRIPTION OF WORKS

Diversion Works—

6. (a) Height of dam 1 feet, length on top 10 feet, length at bottom 6 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 2" cent. (Size and type of pump)

Ford engine (Size and type of engine or motor to be used, total head water is to be lifted, etc.)

25 ft. static head 4 sprinklers 20 g.p.m. sprinklers

* A different form of application is provided where storage works are contemplated.

** Applications for permits to appropriate water for the generation of electricity, with the exception of municipalities, must be made to the Hydro-electric Commission. Either of the above forms may be secured, without cost, together with instructions by addressing the State Engineer, Salem, Oregon.

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	Range	Section	Forty-acre Tract	Number Acres To Be Irrigated
3 S	3 W	14	NE $\frac{1}{4}$ SE $\frac{1}{4}$	4

Situate, lying and being in the County of Yamhill and State of Oregon, and being a part of the North half of the original Donation Land Claim of Malinda Hall and the heirs, at law of Malher Hall, deceased, claim numbered 72, Notification numbered 1775, parts of Sections 13, 14-23 and 24 in Township 3 South, Range 3 West, of the Willamette Meridian in the aforesaid County and State, said part being bounded and particularly described as follows:

Beginning at a point on the West boundary line of said claim thirty-two and 595/1000 chains North of the Southeast corner of the original Donation Land Claim of John Williamson and Susan O. Williamson, his wife, claim numbered 46 in the said County, State, Township and Range, said beginning point being also the Northwest corner of a tract of land conveyed by the Grantors herein to T. S. Sutton and wife, on the 28th day of July A. D. 1919 by Deed which is recorded at page 125 in Volume 78 of the Record of Deeds in and for said County and State, and running thence Easterly following the North line of said Sutton tract 11 chains to the Northeast corner of said tract, thence Northerly parallel with the West line of said Hall claim 4,546 chains, thence Westerly parallel with South line of premises hereby conveyed 11 chains to West boundary line of said Hall claim, and thence Southerly following said West line of said Hall claim, 4,546 chains to place of beginning, and containing 5 acres of land, more or less.

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, \$.. 400.00.....

12. Construction work will begin on or before Equipment on ground.....

13. Construction work will be completed on or before 2 years after approval.....

14. The water will be completely applied to the proposed use on or before 3 years after approval.....

Fred L. Macaben
(Signature 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

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before, 194.....

WITNESS my hand this day of, 194.....

STATE ENGINEER

Application No. 19954

Permit No. 15516

PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

Division No. District No.

This instrument was first received in the office of the State Engineer at Salem, Oregon on the 18th day of June 1943, at 1:40 o'clock P. M.

Returned to applicant:

Corrected application received:

Approved:

July 23, 1943

Recorded in book No. 38 of

Permits on page 15516

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 2 Page 76 L

Fees Paid 9.50

STATE OF OREGON

PERMIT

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 0.05 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 An Unnamed Stream

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 18, 1943

Actual construction work shall begin on or before July 23, 1944 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1945

Complete application of the water to the proposed use shall be made on or before October 1, 1946

WITNESS my hand this 23rd day of July, 1943

CHAS. E. STRICKLIN STATE ENGINEER