

abst  
made

\* APPLICATION FOR A PERMIT

CERTIFICATE NO. 26198

To appropriate the Public Waters of the State of Oregon

I, Frederick H. Eley (Name of applicant) of 1363 Court St., Salem (Post office), 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 Willamette River (Name of stream), a tributary of Columbia River

2. The amount of water which the applicant intends to apply to beneficial use is 2.0 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 - swimming pool - fish ponds (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located ft. (N. or S.) and ft. (E. or W.) from the corner of Along river from SW cor. Lot 4, Sec. 3 1/2, T. 5 S., R. 3 W. to a point West across the river from the NE cor. of Lot 3, Sec. 4, T. 6 S., R. 3 W., being the SE cor. of the Wm. Miller DLC (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 (Give smallest legal subdivision) of Sec. (N. or S.) R. (E. or W.), W. M., in the county of Yamhill

5. The Portable pipe lines (Main ditch, canal or pipe line) to be varying (Miles or feet) in length, terminating in the (Smallest legal subdivision) of Sec. (N. or S.) R. (E. or W.), W. M., the proposed location being shown throughout on the accompanying map.

DESCRIPTION OF WORKS

Diversion Works—

No dam

6. (a) Height of dam 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 To be submitted (Size and type of pump)

(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.

\*\* 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— Portable pipe lines

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
5 S	3 W	33	SE SW	26
			SW SE	36
			SE SE	28
6 S	3 W	4	SW SW	5
			NE NW	14
			NW NW	6
			SW NW	8
			SE NW	2

..... Above subdivisions are as projected on Adam Matheny DLC and Wm. Miller DLC  
 ..... Lands to be irrigated are a part of the property described below

..... Description of said property is Yamhill County owned by Frederick E. Clay, of Salem, Oregon

Being a part of the William Miller Donation Land Claim in Yamhill County, Oregon, which part is described as follows, to wit; Beginning in the center of the County Road now there and being Market Road #16, said beginning being the Southwest corner of the Daniel Matheny Donation Land Claim in said county and state; thence running in a southerly direction in the center of said Market road to the South line of the William Miller Donation Land Claim; thence East to the low water mark of the Willamette River; thence North-easterly following the low water mark of said Willamette to a point where it intersects the East line of the said William Miller Donation Land Claim; thence North on this line and its continuation to the most easterly Northeast corner of the Adam Matheny Donation Land Claim; thence West on the south line of the Daniel Matheny Donation Land Claim to the place of beginning; containing 173 acres of land, more or less, in Yamhill County, State of Oregon.

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, \$.....

12. Construction work will begin on or before One year after approval .....

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

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

FREDERICK H. ELEY  
(Signature of applicant)

Signed in the presence of us as witnesses:

(1) Ed K. Humphrey, .....  
(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 ..... completion

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before September 3, 1940  
October 2, 1943

WITNESS my hand this 3rd day of August, 1940  
1st day of September, 1943

CHAS. E. STRICKLIN  
bb STATE ENGINEER

By Ed K. Humphrey, Assistant  
md

Application No. 17187

Permit No. 15567

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 11th day of December 1943, at 11:10 o'clock A.M.

Returned to applicant:

Corrected application received:

Approved:

December 3, 1943

Recorded in book No. 38 of

Permits on page 15567

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 2 Page 63

Fees Paid 21.25

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 1.57 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 Willamette River

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 September 10, 1940

Actual construction work shall begin on or before December 3, 1944 and shall thereafter be prosecuted with reasonable diligence and be completed on or before

October 1, 1945 Extended to Oct. 1, 1946 Extended to Oct. 1, 1951 Extended to Oct. 1, 1953 Extended to Oct. 1, 1954 Extended to Oct. 1, 1956

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

October 1, 1946 Extended to Oct. 1, 1949 Extended to Oct. 1, 1951 Extended to Oct. 1, 1953 Extended to Oct. 1, 1954 Extended to Oct. 1, 1956

WITNESS my hand this 3rd day of December, 1943

CHAS. E. STRICKLIN STATE ENGINEER