

37648

CERTIFICATE NO. 17084

*** APPLICATION FOR A PERMIT**

To appropriate the Public Waters of the State of Oregon

I, Willard Bros. (Name of applicant)
of Route 1 Dayton (Post office), County of Yamhill,
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 Yamhill River (Name of stream),
a tributary of Willamette River.
2. The amount of water which the applicant intends to apply to beneficial use is 1.54
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 anywhere ft. along Yamhill River where same adjoins
and ft. from the
property of applicants (N. or S.) (E. or W.)
corner of (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 SENE, NWSW, SWSW of Sec. 10, Tp. 4 S,
(R. or S.)
R. 3W, W. M., in the county of Yamhill
(E. or W.)

5. The (Main ditch, canal or pipe line) to be (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—

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 2" cent. pump 10 HP elec motor
(Size and type of pump)
900 ft 6" main, 500 ft 3" lateral, 13-Rainbird #4C 1 3/64" x 7/32" nozzles
(Size and type of engine or motor to be used, total head water is to be lifted, etc.)
Another larger system to be secured later.

* 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
4 S	3 W	10	SENE	8
			NESW	21
			NWSW	18
			SWSW	23
			SESW	38
			NWSE	1
			SWSE	14
				123.0
All being within the Louis LaBunte DLC No. 76				

Property on which water is to be used is a part of that more explicitly described as follows: Beginning at a point on the division line of Louis Labonte D. L. C. Not. 796, Claim No. 76, Twp. 4 S. R. 3 W. of Willamette Meridian in Yamhill Co., Ore. and N. 30° E. 22.67 chains and S 73° 44' E. 11.93 chains from the S. W. corner of said claim; said beginning point also being the S. W. Corner of the 140 acre tract deeded by Wm. F. Leckband and wife to Hugh Montgomery on Nov. 24, 1911, as recorded on page 195 Vol. 62 Records of Deeds for Yamhill Co., Ore. thence N. 16° 16' E. 25.84 chains to low water bank of Yamhill River; thence following up the low water bank of the Yamhill river as follows: S. 77° 05' W. 4.30 chains; S. 52° 00' W. 2.47 chains; S. 42° 30' W. 2.15 chains; S. 34° 25' W. 1.66 chains; S. 47° 45' W. 3.90 chains; S. 33° 15' W. 4.66 chains S. 46° 30' W. 5.86 chains; S. 24° 15' W. 5.46 chains to the intersection of the Division line of the claim with the low water bank of Yamhill River; thence S. 73° 44' E. along the division line of Claim 13.77 chains to place of beginning and containing 25.83 acres more or less.

2nd. Beginning at S. W. corner of Louis Labonte D. L. C. thence S. 73° 30' E. along S. line of Claim 23.86½ chains set iron pipe for S. E. corner of Lot #1; thence N. 16° 30' E. 22.12 chains set iron pipe on division line of Claim for N.E. corner; thence N. 73° 40' W. along division line of Claim 20.40 to N. W. corner of S half of claim; thence with W. line of Claim S. 31° 30' W. 11.92 chains to angle; thence S. 3° 45' W. 2.14 chains to angle; thence S. 22° 15' W. 8.50 chains to beginning, containing 50 acres. The above tract being Lot #1 of the Willard tract of 175.50 acres and being a part of the Louis Labonte D. L. C. Notification #796 Claim 76 in Tp. 4 S. R. 3 W. of the Willamette Meridian, in Yamhill Co, Oreg.

Lot 2 - Beginning on S. line of the Louis Labonte D. L. C. at a point S. 73° 30' E. 23.86½ chains from the S. W. corner of said Claim thence S. 73° 30' E. along S. line of Claim 8.81½ chains to set iron pipe for S. E. corner of Lot 2 and S. W. corner lot 3, thence N. 15° 45' E. 12.88 chains to set iron pipe angle corner and N. W. corner of Lot 3, thence S. 73° 30' E. Parallel to S. line of Claim 19.50 chains to set iron pipe on W. line of 16 foot lane and N.W. corner of Lot 3, thence N. 16° 33' E. along W. line of said lane 9.31 chains to set iron pipe on division line of Claim at N. W. corner of land, thence N. 73° 40' W. along division line of Claim 28.168 chains to iron pipe at N. E. corner of Lot 1, thence S. 16° 30' W. between Lot 1 and 2 22.12 chains to beginning containing 37.33 acres.

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, \$...2500.00.....

12. Construction work will begin on or before Already started.....

13. Construction work will be completed on or before Two years from date of approval

14. The water will be completely applied to the proposed use on or before Three years " "

.....(Sgd.) Willard Bros.....
(Signature of applicant)

By Wendell Willard

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. 20418

Permit No. 15945

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 25th day of August, 1944, at 2:55 o'clock P.M.

Returned to applicant:

Corrected application received:

Approved:

December 11, 1944

Recorded in book No. 39 of

Permits on page 15945

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 2 Page 86

Fees Paid \$21.15

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 1.54 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 Yamhill 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 August 25, 1944

Actual construction work shall begin on or before December 11, 1945 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1946

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

October 1, 1947

WITNESS my hand this 11th day of December, 1944

CHAS. E. STRICKLIN STATE ENGINEER