

CERTIFICATE NO. 16734

* APPLICATION FOR A PERMIT

To Appropriate the Public Waters of the State of Oregon

I, Ben Aebi (Name of applicant) of 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 an unnamed stream (Name of stream) a tributary of Palmer Creek which is a tributary of South Yamhill River

2. The amount of water which the applicant intends to apply to beneficial use is 0.37 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 940 ft. South and 970 ft. West from the N.E. corner of Section 30, Tp. 4.S., R. 3.W. (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 N.E. 1/4 of N.E. 1/4 of Sec. 30, Tp. 4.S., R. 3.W., W. M., in the county of Yamhill, Ore (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— Small dam to form pump sump

6. (a) Height of dam 5.0 feet, length on top 20 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 not determined (Size and type of pump)

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

9 to 15 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
4.S	3.W	30	NENE	4
			NWNE	13
			SWNE	5
			SENE	3
		19	SWSE	4

Description of Benjamin Abei 130.50 acre tract.

Being a part of the Francis Holdridge D. L. C. Notification #1022 Claim #56 in Sections 19 and 30 in Tp. 4 S. R. 3 W. of the Will. Mer. Oregon, and beginning at point on the South line of said Claim in the center of the Lafayette-Salem County road said point being S89°30'W 34.48 chains from the Northeast corner of the Thomas L. Turner D. L. C.
 Thence N7°50'W along center of said road 4.20 chains.
 Thence N88°30'E 21.33 chains.
 Thence North 26.69 chains to the North line of said Holdridge Claim.
 Thence West along North line of Claim 44.41 chains to the most Northerly Northwest corner of said Claim.
 Thence South 31.80 chains to the South line of said Claim.
 Thence N89°30'E along South line of Claim and center of County road 23.11 chains to beginning and containing 130.50 acres more or less.

(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

Application No. 20452

Permit No. 15969

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 September, 1944, at 2:40 o'clock P.M.

Returned to applicant:

Corrected application received:

Approved:

December 11, 1944

Recorded in book No. 39 of

Permits on page 15969

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 2 Page 90 I.

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 0.37 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 September 11, 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