

CERTIFICATE NO. 24616

*** APPLICATION FOR PERMIT**

To Appropriate the Public Waters of the State of Oregon

I, Alfred Werth (Name of applicant)
of Amity (Mailing address),
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 South Yamhill River (Name of stream), a tributary of Yamhill River

2. The amount of water which the applicant intends to apply to beneficial use is 0.38 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 _____ ft. _____ and _____ ft. _____ from the corner of _____ (Section or subdivision) S 54° 30' W 726 Ft. and S. 50 ft. from the S. E. corner Kuykendall DIC No 57 (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 NW 1/4 of Sec. 17, Tp. 6 S, R. 7 W, W. M., in the county of Polk

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

DESCRIPTION OF WORKS

Diversion Works—

6. (a) Height of dam No 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 _____ (Size and type of pump)
Tractor 50 HP
(Size and type of engine or motor to be used, total head water is to be lifted, etc.)
Will use sprinklers — details not determined
15 to 40 ft static head

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

**Application for permits to appropriate water for the generation of electricity, with the exception of municipalities, must be made to the Hydroelectric 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
6 S	7 W	8	SE $\frac{1}{4}$ SW $\frac{1}{4}$	10
		17	NE $\frac{1}{4}$ NW $\frac{1}{4}$	16
		17	SE $\frac{1}{4}$ NW $\frac{1}{4}$	4
				<u>30</u>
Property on which water is to be used is a part of that more explicitly described by applicant as follows: Beginning at a point 42.27 chains North of the S.W. Corner of the Wm. Burden D.L.C. No. 54 in T.6 S.R.7 West of the Will. Mer. in Folk County, Oregon, thence N.5.49 chains to N.W. Corner of said D.L.C., thence N. 54.30 degs. East 29.84 chains to the S.W. Corner of the Babcock D.L.C., thence N.87 deg's, East 8.12 chains to a square fir post being the N.W. Cor. of the Samuel Harrington 31 acres, thence S.30 deg's W 6.70 chains to a square fir stump, thence South 16 degs. 40' W. 1.56 chains to a firstump, thence South 23 degs. W. 3.33 chains, thence S.25 degs. 30' W. 7.50 chains to a stake, thence S. 2 degs. 30' W. 7.45 chains to South Boundary line of the Wm. Burden D.L.C. No. 54, (Continued under Remarks)				

(If more space required, attach separate sheet)

(a) Character of soil Willamette

(b) Kind of crops raised Clover Grass Pasture

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, \$..... 2000⁰⁰.....

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

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

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

(Sgd) Alfred Werth

(Signature of applicant)

Remarks: Will probably change to electric power eventually

(Continued from Item 8)

thence W. 22.13 chains to the point of beginning, containing 33.5 acres more or less; also beginning at the South-west Corner of the Job Burden D.L.C. at which is set a gray boulder 10"x12" in ground with glass bottle thereunder; thence South 87 degs. W. 11.65 chains to square fir post set in ground, from which a fir tree 14 inches in diam. bears S. 59 degs. E. to a distance of 14 links; a fir 15 inches bears North 63 degs. E. distant 11 links; thence South 30 degs. W. 6.70 chains to a square fir stump; thence S. 16 degs. 40' W. 1.56 chains to a fir stump; thence S. 23 degs. W. 3.33 chains; thence S. 25 degs. 30' W. 7.50 chains to a stake; thence S. 2 degs. 30' W. 7.45 chains to South Boundary line of the Wm. Burden D.L.C. No. 54; thence East 12.90 chains to an oak post; thence following fence N. 34 degs. West 1 chain; thence N. 36 degs. W. 1.60 chains; thence N. 33 degs. W. 3.19 chains; thence N. 6 degs. E. 3.6 chains; thence N. 32 degs. E. 2 chains to a rock 10"x12"x20"; thence N. 22 degs. E. 4.10 chains; thence N. 48 degs. E. 3 chains to a pile of rocks; thence N. 72 degs. E. 3 chains; thence N. 61 degs. E. 1 chains; thence North 52 degs. E. 4.80 chains; thence N. 30 degs. E. 2 chains; thence N. 18 degs. E. 1 chain; thence N. 5 degs. E. 1 chain; thence N. 3 degs. W. 1 chains; thence N. 4 chains; thence N. 31 degs. W. 2.47 chains to a stake; thence W. 2.17 chains to a stake; thence S. 6.295 chains to the point of beginning, containing 31 acres, more or less, situate Tps. 6 S. R. 7 W. of the Will. Mer. in Polk County, Oregon.

Being a part of the Donation Land Claim of William Kuykendall and wife, Notification No. 8062, claim No. 57, in Township 6 South Range 7 West of the Willamette Meridian, in Polk County, Oregon, and the part of said claim hereby conveyed being particularly described as follows, to wit:

Beginning at a point on the most Northerly line and 9.32 chains North 75°30' East from the Westerly corner of said line of said claim, running thence North 75°30' East 25.06 chains; thence South 19° East 75.53 chains; thence South 54° 30' West 25.98 chains; thence North 19° West 84.76 chains, to the place of beginning containing 200 acres, more or less.

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.....

Application No. 22562

Permit No. 17821

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 23rd day of May, 1947 at 10:12 o'clock A.M.

Returned to applicant:

Corrected application received:

Approved:

September 30, 1947

Recorded in book No. 44 of

Permits on page 17821

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 2 Page 90 L

Fees Paid \$10.00

PERMIT

STATE OF OREGON, } ss County of Marion,

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 0.38 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 South 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 May 23, 1947

Actual construction work shall begin on or before September 30, 1948 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1949

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

October 1, 1950

WITNESS my hand this 30th day of September, 1947

CHAS. E. STRICKLIN STATE ENGINEER

Permits for power development are subject to the payment of annual fees as provided in sections 1 and 2, chapter 74, Oregon Laws 1933.