

* APPLICATION FOR PERMIT CERTIFICATE NO. 19485

To appropriate the Public Waters of the State of Oregon

I, Chester L. Mulkey (Name of applicant) of 624 Second St., McMinnville (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 Fork Yamhill R. (Name of stream) trib. of Yamhill R., a tributary of Willamette R.

2. The amount of water which the applicant intends to apply to beneficial use is 0.34 + 0.41 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 1170 S. 30 W. 470 ft. N. and 1120 ft. W. from the NW corner of John Monroe D.L.C. (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 NW 1/4, NW 1/4 & SE 1/4, NW 1/4 of Sec. 12, Tp. 5 S., R. 5 W., W. M., in the county of Yamhill (Give smallest legal subdivision) (N. or S.) (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— 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 4" cent. pump (Size and type of pump) 30 H.P. elec. motor (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.

**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
5. S.	5. W.	12	NW $\frac{1}{4}$ NE $\frac{1}{4}$	4
			SW $\frac{1}{4}$ NE $\frac{1}{4}$	2
			NE $\frac{1}{4}$ NW $\frac{1}{4}$	15
			NW $\frac{1}{4}$ NW $\frac{1}{4}$	7
			SW $\frac{1}{4}$ NW $\frac{1}{4}$	5
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	27
				60

Property on which water will be used is a part of that more explicitly described by applicant as follows: Lot Six (6) in Section Twelve (12) Township Five (5) South Range Five (5) West of the Willamette Meridian, Yamhill County, State of Oregon.

Part of the John Monroe Donation Land Claim, Notification No. 1322, Claim No. 65 in Township 5 South, Range 4 West and Claim No. 74 in Township 5 South, Range 5 West of the Willamette Meridian, Yamhill County, Oregon, described as: Beginning at the Northwest corner of said John Monroe Donation Land Claim; thence East 12.397 chains to a stake; thence South 22.073 chains to a stake; thence West 12.688 chains to an iron pin on the West line of said Claim; thence North 22.075 chains to the place of beginning, together with a right of way in common with others described as follows:

(If more space required, attach separate sheet) (Continued under Remarks)

(a) Character of soil

(b) Kind of crops raised Flax sweet corn

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, \$ Same equipment as used under App. No. 13340
- 12. Construction work will begin on or before
- 13. Construction work will be completed on or before
- 14. The water will be completely applied to the proposed use on or before has been completely applied

(Sgd) Chester L. Mulkey
(Signature of applicant)

Remarks: (Continued from Item 8) A strip of land 30 feet wide extending across the South end of Lots 2, 3, 4 and 5 as described in County Survey #2476, and a strip of land 40 feet wide across East end of Lot 1 of said county Survey #2476 for road purposes and for the use and benefit of each and all of said Lots for Road purposes only. Vol. 122 Page 513 M. E. Toliver et ux to Julius J. & Helen J. Frahm. Being Lot No. 4 as set off to Charles McPhillips by decree of the Circuit Court of the State of Oregon, for Yamhill County, duly made and entered in said court in that certain suit wherein Rose McPhillips, et al, were plaintiffs and Charles McPhillips et al, were defendants, which said lot is more particularly bounded and described as follows, to-wit: Beginning at the Northeast corner of the Alex Miller Donation Land Claim in Section 1 Township 5 South, Range 5 West of the Willamette Meridian, running thence South 0° 11' East along the East line of said Alex Miller Donation Land Claim; 3696 feet; thence East 528 feet, more or less, to the West line of the John Monroe Donation Land Claim; thence North 330 feet to the Northwest corner of the John Monroe Donation Land Claim; thence East along the North line of said Claim 831.6 feet, more or less, to the West line of Government Lot 6 of Section 12 of said Township and Range; thence North along the West line of said Lot 6, a distance of 441 feet to the South line of the J. A. Cornwall Donation Land Claim; thence South 57° East along the South line of the Cornwall Donation Land Claim 809.7 feet to angle corner; thence East along South line of Cornwall Claim 858 feet to angle corner; thence North 49° 45' East along South line of Cornwall Claim 1235.3 feet to the division line of claim as described in Deed Book 1 at page 282, Deed Records of Yamhill County; thence North 24° West along said division line 1692.9 feet; thence North 80° West 2541 feet; thence North 694.32 feet to an iron pin set in center of the County road leading from McMinnville, to Sheridan; thence South 44° West 441.54 feet to the place of beginning; situated in the County of Yamhill and State of Oregon.

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 May 10, 1948.

WITNESS my hand this 9th day of April, 1948.

CHAS. E. STRICKLIN
STATE ENGINEER

By Ed K. Humphrey, Assistant

Application No. 23026
Permit No. 18197

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 6th day of February
1948 at 2:43 o'clock P. M.

Returned to applicant:

Corrected application received:

Approved:

July 30, 1948

Recorded in book No. 44 of
Permits on page 18197

CHAS. E. STRICKLIN
STATE ENGINEER

Drainage Basin No. 2 Page 90 M.

Fees Paid \$19.50

PERMIT

STATE OF OREGON, }
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 0.75 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 Fork 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 February 6, 1948 for 0.34 c.f.s. and April 22, 1948 for
Actual construction work shall begin on or before July 30, 1949 0.41 c.f.s.

thereafter be prosecuted with reasonable diligence and be completed on or before
October 1, 1950

Complete application of the water to the proposed use shall be made on or before
October 1, 1951

WITNESS my hand this 30th day of July, 1948

CHAS. E. STRICKLIN
STATE ENGINEER