

* APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Oregon

I, Wilfred Smith (Name of applicant) of Sheridan Ore R. 2 (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 Deer Creek (Name of stream), a tributary of Yamhill River

2. The amount of water which the applicant intends to apply to beneficial use is 1/80 of a cubic feet per second per acre to be irrigated (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 2050 ft. N and 2300 ft. W from the SE corner of Section 11; T. 5. S; R. 6 W; W. M. (Section or subdivision) said point of diversion being also 520 southerly from stake set across from the point where Beaver Creek empties into Deer Creek. (stake being iron pipe) (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 of SE 1/4 of Sec. 11, Tp. 5 S, R. 6 W, W. M., in the county of Yamhill

5. The pipe line to be 520 feet in length, terminating in the NW 1/4 of SE 1/4 of Sec. 11, Tp. 5 S, R. 6 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 (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.

**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, 520 ft. main ft.; size at intake, 4 in. in.; size at 520 ft. from intake 4 in.; size at place of use 3 in.; difference in elevation between intake and place of use, 15 ft. Is grade uniform? reasonably. Estimated capacity, 1/80 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	6 W	11	NW 1/4 of SE 1/4	12

Legal Description copied from Deed belonging to Wilfred Smith. All of that portion of the Donation Land Claim of Edward T. Warren and wife, claim No. 50 in T. 5 S. R. 6 W. of the Willamette Meridian in Yamhill County, Ore, which lies East or easterly from the County Road, now located and running through said Donation Land Claim in a northerly and southerly direction, said portion containing about 111 acres, and being the 111 acres referred to in the Codicil to the last Will and Testament of E. G. Duval, deceased. Also the following portion of said Donation Land Claims, to-wit: Part of the Edward T. Warren Donation Land Claim, Claim No. 50 in T. 5 S. R. 6 W. of the Willamette Meridian in Yamhill County, Ore, and particularly described as beginning at a point in the center of a private roadway which intersects south boundary of said Donation Land Claim 40.27 chains east of the Southwest Corner of said Donation Land Claim from which point an alder 8 inches in diameter bears No. 46 Deg. 10' East 127 links distant and an alder 6 in. in diameter bears No. 84 deg. 25' East 81 1/2 links; thence N. 4 Deg. 50' W. 4.0 chains; thence N. 21 Deg. 15' West 4.80 chains, thence N. 38 Deg. 15' W. 9.40 chains; thence N. 22 Deg. 15' West 10 chains; thence N. 6 Deg. E. along roadway 640 chains to Beaver Creek at bridge now there; thence Easterly along the southerly side of said Beaver Creek to intersection of Deer Creek; thence Southerly along the Westerly side of Deer Creek to intersection of South line of said Donation Land Claim; thence west along south line of Donation land claim to the place of beginning

(If more space required, attach separate sheet)

(Continued under remarks)

(a) Character of soil black loam

(b) Kind of crops raised permanent 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? no
(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, \$ 1200

12. Construction work will begin on or before July 15, 1948

13. Construction work will be completed on or before Aug 15, 1948

14. The water will be completely applied to the proposed use on or before Aug 16, 1948

(Sgd) Wilfred Smith

(Signature of applicant)

Remarks: If equipment is available we plan to start much sooner than the above dates. We hope to apply water in June or July.

(Continued from Item 8)

and containing 33.57 acres, and being the 21 acre tract referred to in said codicil.

Also part of the Edward T. Warren Donation Claim in T. 5 S. R. 6 W. of the Willamette Meridian in Yamhill Co. Ore. being claim No. 50, and bounded as beginning at a point in center of County Road now there, said point being S. 84 Deg. 15' East 17.20 chains from where Beaver Creek empties into Deer Creek; thence north 84 Deg. 15' W in a straight line 17.20 chains to intersection of said Beaver Creek; said Deer Creek; thence southerly by and along said Deer Creek to south boundary line of said Donation Land Claim; thence east along south line of said Donation Land Claim, 5.08 chains to the said county road referred to above; thence northerly by and along said County road to the place of beginning containing 30.40 acres, except roadway deeded to Lester Potter.

Save and except from the above description 20 acres out of said 111 acres heretofore sold to C. Hamilton and the north end of said tract consisting of about 6 1/2 acres sold upon contract to Chas. Casey and Wife.

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. 23172

Permit No. 18250

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 10 day of May, 1948 at 8:00 o'clock A.M.

Returned to applicant:

Corrected application received:

Approved:

July 30, 1948

Recorded in book No. 45 of

Permits on page 18250

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 2 Page 90 M.

Fees Paid \$15.00

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 0.15 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 Deer Creek

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 10, 1948

Actual construction work shall begin on or before July 30, 1949 and shall 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