

* APPLICATION FOR PERMIT

SUPERSEDED 48422
CERTIFICATE NO.

To appropriate the Public Waters of the State of Oregon

I, L. W. Moser (Name of applicant)

of Newberg Rt 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 an unnamed stream (Name of stream)
trib. of Spring Brook, a tributary of Willamette River

2. The amount of water which the applicant intends to apply to beneficial use is 0.25
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 at any point where unnamed stream touches property (Section or subdivision)
described herein

(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 SE 1/4 of Sec. 21, Tp. 3 S (Give smallest legal subdivision) (N. or S.)

R. 2 W, W. M., in the county of Yamhill (E. or W.)

5. The _____ to be _____ (Main ditch, canal or pipe line) (Miles or feet)
in length, terminating in the _____ of Sec. _____, Tp. _____ (Smallest legal subdivision) (N. or S.)

R. _____, W. M., the proposed location being shown throughout on the accompanying map. (E. or W.)

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 1 in. cent. pump (Size and type of pump)

Tractor 23 Hp (Size and type of engine or motor to be used, total head water is to be lifted, etc.)

11 sprinklers

* 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
3 S	2 W	21	NW $\frac{1}{4}$ SE $\frac{1}{4}$	12
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	8
				20

Property on which water is to be used is a part of that more explicitly described by applicant as follows:

~~A part of the Donation Land Claim of Luke McKern and wife, Notification No. 1480, Claim No. 56, in Township Three (3) South of Range Two (2) West of the Willamette Meridian, in Yamhill County, Oregon, and more particularly bounded and described as follows:~~

~~Beginning at a point 31.83 chains East of the Southwest corner of the North half of said claim; thence running East 18.63 chains; thence running North 24.74 chains to a fir tree marked for corner; thence running West 18.63 chains; thence running South 24.47 chains to line dividing the North half from the South half of said claim and to the place of beginning, containing 45.69 acres of land, more or less.~~

~~It is understood that a portion of the above property has been sold for road purposes, leaving a net amount of 44.19 acres of land, more or less.~~

(If more space required, attach separate sheet)

(a) Character of soil Willamette

(b) Kind of crops raised berries nuts grain hay 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

(Name of)

County, having a present population 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, \$ 1000~~00~~.....

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) L W Moser

(Signature of applicant)

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, 19.....

WITNESS my hand this day of, 19.....

STATE ENGINEER

Application No. 23425

Permit No. 18800

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 15th day of September, 1948, at 2:00 o'clock P.M.

Returned to applicant:

Corrected application received:

Approved:

September 15, 1949

Recorded in book No. 46 of

Permits on page 18800

CHAS. E. STRICKLIN

STATE ENGINEER

Drainage Basin No. 2 Page 76 U

Fees Paid \$15.00

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 0.25 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 15, 1948

Actual construction work shall begin on or before September 15, 1950 and shall thereafter be prosecuted with reasonable diligence and be completed on or before

October 1, 1951

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

October 1, 1952

WITNESS my hand this 15th day of September, 1949.

CHAS. E. STRICKLIN

STATE ENGINEER