

\* APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, C. W. Kunz (Name of applicant) of Route 2, Dayton, Oregon (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 Martin Creek and reservoir (Name of stream), a tributary of Yamhill River

2. The amount of water which the applicant intends to apply to beneficial use is 1.25 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 955.0 ft. N. and 850.0 ft. W. from the SW corner of Section 5 Township 4 South Range 3 West Willamette Meridian (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 Southeast 1/4 Southeast 1/4 of Sec. 6, Tp. 4 South R. 3 West, 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—

6. (a) Height of dam 25 feet, length on top 216 feet, length at bottom 30 feet; material to be used and character of construction Earth fill-has high content of clay. (Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate Metal - 15" Armco Model 101 (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.

19179  
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 South	3 West	of 5		
		5	NW $\frac{1}{4}$ SW $\frac{1}{4}$	33
		5	SW $\frac{1}{4}$ SW $\frac{1}{4}$	40
		6	SE $\frac{1}{4}$ SE $\frac{1}{4}$	15
		7	NE $\frac{1}{4}$ NE $\frac{1}{4}$	2
		8	NW $\frac{1}{4}$ NW $\frac{1}{4}$	10
				100

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

C. W. KUNZ PROPERTY DESCRIPTION

Beginning 1.06 chains South and 17.42 chains East of the Northeast corner of the Joel Perkins Donation Land Claim in T. 4 S. R. 3 West of the Willamette Meridian, in Yamhill County, Oregon, at a stake marked "C.S. 130C." from which an oak three inches in diameter bears North 84° East 20 links distant marked "C.S. 130 C.B.T.", an oak 4 inches in diameter bears S. 72° W. 67 links distant; thence West 2.45 chains; thence South 31.82 chains to the center of the County Road; thence South 37° East 4.06½ chains; thence South 3.76 chains to a stone in County Road; thence South 82° East 20.37 chains to stone in center of County Road, from which an oak 24 inches

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

(a) Character of soil ..... Black topsoil .....

(b) Kind of crops raised ..... Corn, Beans, Strawberrys .....

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, \$ 4700.00

12. Construction work will begin on or before April 25, 1949

13. Construction work will be completed on or before June 10, 1949

14. The water will be completely applied to the proposed use on or before June 25, 1949

/s/ C. W. Kunz  
(Signature of applicant)

Remarks: (Continued from Item 8)

in diameter bears N. 79o W. 816 links distant ( bearing tree to Southeast corner of Section 6 ) ; thence North 41.10 chains; thence West 20.177 chains to the place of beginning, containing 88.28 acres, more or less.

Being a part of the Donation Land Claim of John Bird and Wife Claim No. 40, Not. No. 1145, in Sections 5 and 8, T.4.S.R.3.W. of the Willamette Meridian in Oregon, said part being bounded and described as follows, to-wit:—

Beginning 1.06 chains South and 37.69 chains East of the North East corner of Joel Perkins D.L.C. in T.4.S.R.3.W. Willamette Meridian, Oregon; thence South 41.10 chains to stake and stone in center of County road from which the bearing tree to South East corner of Sec.6, an oak 24 inches in diameter bears N. 79o W. 816 links distant; thence S. 82o E. 21.20 chains to stone in road at South East corner of Henry land; thence North 10o East 44.94 chains to stake at S.E. corner of Lot 4 from which an oak 6 inches in diameter bears West 50 links distant, an oak 15 inches id diameter bears North 124 links distant; thence West 28.27 chains to place of beginning, containing 105.27 acres, more or less; set stake at place of beginning from which a fir 10 inches in diameter bears West 27 links distant a fir 8 inches in diameter bears S. 37o E. 10 links distant.

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.....

CHAS. E. STRICKLIN  
STATE ENGINEER

Application No. 23835

Permit No. 19179

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 9th day of June, 1949, at 8:00 o'clock A. M.

Returned to applicant:

Corrected application received:

Approved:

June 30, 1950

Recorded in book No. 47 of Permits on page 19179

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 2 Page 90 N

Fees Paid \$25.50

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 1.25 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 Martin Creek and reservoir to be constructed under Application No. R-23834, Permit No. R-1008

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 from direct flow 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 from direct flow and storage from reservoir to be constructed under Permit No. R-1008,

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 June 9, 1949

Actual construction work shall begin on or before June 30, 1951 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1952

Complete application of the water to the proposed use shall be made on or before October 1, 1953

WITNESS my hand this 30th day of June, 1950.

CHAS. E. STRICKLIN STATE ENGINEER