

CERTIFICATE NO. ~~22481~~
49750

* APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, J. C. Kummer (Name of applicant)
of 600 First St., Newberg (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 Other Creek (Name of stream)
a tributary of Chehalem Creek

2. The amount of water which the applicant intends to apply to beneficial use is 0.25 + 0.02
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 535 ft. S and 1709 ft. E from the NW
corner of David Ramsey DLC (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 SW 1/4 NE 1/4 of Sec. 24, Tp. 3 S.
(Give smallest legal subdivision) (N. or S.)

R. 3 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— Will make a small sump to pump from

6. (a) Height of dam 4' diversion dam of boards, 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 7 1/2 H.P. electric
(Size and type of pump)
12 - 4 gpm sprinklers
(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.

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, \$ 1500.⁰⁰.....
- 12. Construction work will begin on or before Has been begun since 1937.....
- 13. Construction work will be completed on or before Have purchased most of the equipment.....
- 14. The water will be completely applied to the proposed use on or before 3 yrs. from
date of approval.....

(Sgd) J C Kummer
(Signature of applicant)

Remarks:

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

The South one half (1/2) of the following described real premises: Being a part of the original Donation Land Claim of DAVID RAMSEY and SUSAN RAMSEY, his wife, Claim No. 40 and 59, Notification No. 1436, in Township 3 South, Ranges 2 and 3 West of the Willamette Meridian, in said County and State, said part being bounded as beginning at a point 14.65 chains East of the Northwest corner of said Claim, and running thence South 18.325 chains; thence East 14.64 chains; thence North 18.325 chains; and thence West 14.64 chains to the place of beginning, and containing 26.825 acres. The tract herein described containing 13.412 acres, more or less.

Also: An easement of right of way for road purposes over the North one-half (1/2) of said above described real property for ingress and egress of automobiles, trucks, stock or on foot, to the party of the second part, their heirs and assigns, also their servants and all persons who may traverse said right of way by the consent of the grantees, their heirs or assigns. Said right of way being described as the existing road now in use across the said North one-half (1/2) of the above described premises, reserving the right of the grantor, or his heirs or assigns, to change said road or right of way at any time.

TRACT 1: The North half of the following described real property, to-wit: Being a part of the Original Donation Land Claim of David Ramsey and Susan Ramsey, his wife, Claims No. 40 and 59, Notification No. 1436, in Township 3 South, of Ranges 2 and 3 West of the Willamette Meridian, in Yamhill County, Oregon, said part being bounded as follows: Beginning at a point 14.65 chains East of the Northwest corner of said Claim, and running thence South 18.325 chains; thence East 14.64 chains; thence North 18.325 chains, and thence West 14.64 chains to the place of beginning.

TRACT 2: Being a part of the Donation Land Claim of John H. Hess and Seby Hess, his wife, Claim No. 39 in Sections 18 and 19, in Township 3 South, of Range 2 West of the Willamette Meridian in Yamhill County, Oregon, and being 3 acres off the west side of a 5 acre tract Numbered 54 of Hurley's Subdivision of a part of the Donation Land Claim of said John H. Hess and Seby Hess, his wife. SUBJECT to Easement for right of way for road purposes conveyed by Rudolph C. Walter, unmarried, to Ruth Schooling and Elmo Schooling, her husband, by deed recorded May 17, 1934, in Book 109 at page 14, Deed Records of Yamhill County, 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 signature

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before February 6, 19 50.

WITNESS my hand this 5th day of January, 19 50.

CHAS. E. STRICKLIN
STATE ENGINEER

By
Ed K. Humphrey, Assistant
vc

Application No. 24070

Permit No. 19198

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 31st day of August, 1949, at 4:12 o'clock P. M.

Returned to applicant:

Corrected application received:

Approved:

June 30, 1950

Recorded in book No. 47 of

Permits on page 19198

CHAS. E. STRICKLIN

STATE ENGINEER

Drainage Basin No. 2 Page 76 W

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 0.27 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 Otter 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. cfs

The priority date of this permit is August 31, 1949 for 0.25 cfs and January 3, 1950 for 0.02/

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