

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, Rhoads C. Smith (Name of applicant) of McMinnville Ore P.R. 3 Box 237 (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 S. Yamhill (Name of stream), a tributary of Williamette River.

2. The amount of water which the applicant intends to apply to beneficial use is _____ 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 500 ft. NE and 300 ft. E from the SE corner of R. 5th Claim in 409 Sec 33 T. 5 S. R. 5 W. (Section or subdivision)

270 ft. S. & 515 ft. W. from the S. 1/4 cor Sec. 33 T. 5 S. R. 5 W. (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 (Give smallest legal subdivision) of Sec. 4 Tp. 6 S.

R. 5 W. W. M. in the county of Yamhill (E. or W.)

5. The Pipe line (Main ditch, canal or pipe line) to be 2000 ft (Miles or feet) in length, terminating in the _____ (Smallest legal subdivision) of Sec. _____ Tp. _____

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 _____

(rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate _____ (Timber, concrete, etc., number and size of opening)

(c) If water is to be pumped give general description 20 H.P. Electric (Size and type of pump)

*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 that appropriate to the Hydroelectric Commission. Either of the above forms may be secured, without cost, together with instructions by writing to the Department of Oregon.

21000

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 E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
6 S.	5 W.	(40 g) Sec. 34	NW 1/4 NW 1/4	22 13
5 S.	5 W.	Sec. 33	NE 1/4 SW 1/4	28 31
			SE 1/4 SW 1/4	39
			SW 1/4 SW 1/4	4

The following described real property situate in Yamhill County, Oregon, to-wit:

The West Half of the West Half of the Donation Land Claim of Leuben and his wife, being Notification No. 2380, and situated in Section 34, Township 6 South of Range 5 West of the Willamette Meridian, in Yamhill County, Oregon, and containing 160 acres. and being also the E 1/2 W 1/2 Sec. 33 in said township and range, subject to R. R. deed

existing at an iron pipe at the Southwest corner of the section and being a part of the Joseph S. Vanderpool Donation Land Claim, being Notification No. 2513, and being a part of the Joseph S. Vanderpool Donation Land Claim, being Notification No. 2579, Claim No. 57 and 62, Townships Five (5) and Six (6) North of Range Five (5) West of the Willamette Meridian, in Yamhill County, Oregon.

(If more space required, attach separate sheet)

(a) Character of soil *Challis or Silty Loam*
 (b) Kind of crops raised *Pasture & Grain & Clover*

Power or Mining Purposes--

9. (a) Total amount of power to be developed the net at the turbine
 (b) Quantity of water to be used for power sec. ft.
 (c) Total fall to be utilized feet.
 (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)

(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.

(h) The use to which power is to be applied is

(i) The nature of the mines to be served

Application for Domestic Supply

10. (a) To supply the city 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, \$ 4000.00
- 12. Construction work will begin on or before May 1st of 1952.
- 13. Construction work will be completed on or before _____
- 14. The water will be completely applied to the proposed use on or before Oct. 1 1953

Mrs Rhoda C. Smith
(Signature of applicant)

Remarks: 89° 47' East 1065.80 feet to the center of the Yamhill River; thence to the center of said River as follows:— South 36° 01' West 445.27 feet; South 13° 18' West 309.62 feet to the South line of the Danforth D.L.C.; thence North 87° 41' East 222.00 feet to the Southeast corner of County Survey No. 2100 in the center of the Yamhill River; Thence North 5° 51' West up the center of said river 124.50 feet; thence South 74° 45' East (at 210 feet witness pipe on North bank of the Yamhill River) to an iron pipe; Thence South 00° 42' West 496.32 feet to the place of beginning, containing 22.27 acres, more or less.

Notification No. 2379, Claim No. 57, being parts of Sections 10, 11, 25, 26, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, in Township Five South of Range Five West, and Claim No. 58, being parts of Sections Four and Five in Township Six South of Range Five West, and bounded and described as follows, to-wit:— beginning at a point 9 Chains and 50 Links West and 7 Chains and 00 Links North of the South East corner of said Section 10, 11, 25, 26, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, in the District of lands subject to sale at Oregon City, Oregon, and containing 22.27 acres, more or less.

(INSERT) links North of the South East corner of said Section 10, 11, 25, 26, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, in the District of lands subject to sale at Oregon City, Oregon, and containing 22.27 acres, more or less.

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____.

PERMIT

STATE OF OREGON,

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 1.063 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 Yamhill River

The use to which this water is to be applied is irrigation

If for irrigation, this appropriation shall be limited to 1/80 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 October 12, 1951 for 0.625 cfs; January 17, 1952 for 0.438 cfs Actual construction work shall begin on or before June 30, 1953 and shall

hereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1954

Complete application of the water to the proposed use shall be made on or before October 1, 1955

WITNESSED my hand this 30th day of June 19 52

Charles E. Hutchinson STATE ENGINEER

Permit is subject to the payment of annual fees as provided in sections 1 and 2, chapter 74, Oregon Laws 1933

PERMIT

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the 12th day of October 19 51 at 12:35 o'clock P. M.

Returned to applicant:

Corrected application received:

Approved:

June 30, 1952

Recorded in book No. 52 of

Permits on page 21003

CHARLES E. HUTCHINSON STATE ENGINEER

Drainage Basin No. - Page 16

Fees Paid \$ 23.25