

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

John Wayne Hathaway
of Lafayette Oregon
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 Yamhill River - a tributary of Willamette

2. The amount of water which the applicant intends to apply to beneficial use is 234 cubic feet per second

\*\*3. The use to which the water is to be applied is Irrigation

4. The point of diversion is located 800 ft S and 1550 ft W from the NE corner of Section 12, Twp 4 S R 4 W

being within the NW 1/4 of the NE 1/4 of Sec. 12, Tp. 4 S R. 4 W, W. M., in the county of Yamhill

5. The Main ditch, canal or pipe line to be in length, terminating in the of Sec. , Tp. R. 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

(b) Description of headgate

(c) If water is to be pumped give general description 1 1/2" Centrifugal 17 HP Air Cooled Engine 196' TDH

\*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.

**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, 1360 ft.; size at intake, 1" in.; size at 900 ft. from intake 3 in.; size at place of use 3 in.; difference in elevation between intake and place of use, 90 ft. Is grade uniform? yes Estimated capacity, 1.257 sec. ft.

8. Location of area to be irrigated, or place of use \_\_\_\_\_

| Township North or South | Range E. or W. of Willamette Meridian | Section | Forty-acre Tract   | Number Acres To Be Irrigated     |
|-------------------------|---------------------------------------|---------|--|----------------------------------|
| 45                      | 4W                                    | 1       | SE <sup>1</sup> / <sub>4</sub> of SE <sup>1</sup> / <sub>4</sub> | 1 ac.                            |
| 45                      | 4W                                    | 1       | SW <sup>1</sup> / <sub>4</sub> of SE <sup>1</sup> / <sub>4</sub> | 1 <sup>1</sup> / <sub>3</sub> ac |
| 45                      | 4W                                    | 12      | NE <sup>1</sup> / <sub>4</sub> of NE <sup>1</sup> / <sub>4</sub> | 2 <sup>1</sup> / <sub>3</sub> ac |
| 45                      | 4W                                    | 12      | NW <sup>1</sup> / <sub>4</sub> of NE <sup>1</sup> / <sub>4</sub> | 3 <sup>1</sup> / <sub>3</sub> ac |
| Total to be irrigated.  |                                       |         |  | 8 ac.                            |
|                         |                                       |         |  |                                  |
|                         |                                       |         |  |                                  |
|                         |                                       |         |  |                                  |
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|                         |                                       |         |  |                                  |
|                         |                                       |         |  |                                  |

(If more space required, attach separate sheet)

(a) Character of soil Willamette Silt Loam

(b) Kind of crops raised Fruit (Tree, cane and strawberries)

**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 \_\_\_\_\_

20. (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, \$ 1600.00

12. Construction work will begin on or before July 15 1952

13. Construction work will be completed on or before July 15 1953

14. The water will be completely applied to the proposed use on or before July 15 1953

John Wayne Hathaway  
(Signature of applicant)

Remarks: \_\_\_\_\_

That portion of the following described tract of land situated south of Oregon State Highway No. 99W:

Being a part of the Joel Perkins Donation Land Claim, Notification No. 1043, Claim No. 42 in Sections 1 and 12, Township 4 South of Range 4 West of the Willamette Meridian in Yamhill County, Oregon, and beginning at a point on the north bank of the Yamhill River at point S. 17° west 45 feet from the southwest corner of Block No. 20 in the City of Lafayette, Oregon; thence N 17° 00' E. along the westerly side of said plat of Lafayette 829.5 feet to stake set 4.6 feet N 17° E. from the southwest corner of Block 10; thence N 57° 15' west along the center of the old County Road 250.0 feet; thence N 70° 15' W. 152.0 feet; thence N 32° 51' W. 120.4 feet; thence north 73° 26' W 99.0 feet; thence north 75° 24' west 200.0 feet to stake in County Survey No. 1113 from which an iron 3" in diameter bears N. 26° E. 54 links, this stake being on the part line of said S. 10° W. from angle No. 4 on the east line of the Perkins Claim; thence S. 10° 0' W. along the line between the Perkins and Perkins Claims 1116.5 feet to iron rod at corner of Perkins and Lock Claims correct from a stump of old fir tree and marked a fir 48" in diameter bears N. 71° E. 21 feet; thence S. 17° 30' E. along line between Perkins and Lock Claims 200.2 feet to mouth of creek and north line of Yamhill River; thence N 45° 15' S. along the north bank of the river 442.3 feet to bearing post containing 11.74 acres, more or less. Same was acquired by deed sold to the Southern Pacific Railway Company and recorded in Volume 10, Seed Records, in 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 \_\_\_\_\_

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 0.10 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 Xanthill 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 January 26, 1953

Actual construction work shall begin on or before June 30, 1954 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19 55.

Complete application of the water to the proposed use shall be made on or before October 1, 19 56.

WITNESS my hand this 30th day of June 19 53

*Chas. E. Stricklin*  
STATE ENGINEER

Application No. 22032  
 Permit No. 22056

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**PERMIT**  
 TO APPROPRIATE THE PUBLIC  
 WATERS OF THE STATE  
 OF OREGON

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This instrument was first received in the  
 office of the State Engineer at Salem, Oregon,  
 on the 26th day of January  
1953, at 8:00 o'clock A. M.

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Returned to applicant:

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Approved:  
June 30, 1953  
 Recorded in book No. 56 of  
22056  
 Permits on page

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CHAS. E. STRICKLIN  
 STATE ENGINEER

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