Permit No. 25381

*APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Oregon

I, Hans Birkhofer, Doris Birkhofer, Dieter Birkhofer, Gayle Birkhofer
(Name of applicant)

of Route #2 Box 151, McMinn...
(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 Yamhill River
(Name of stream)

........, a tributary of Willamette River

2. The amount of water which the applicant intends to apply to beneficial use is .39375

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.)

Point 1   Same as Applications 17710 & 18128 and Permit Nos. 13389 and 13776. (Co-op point.)
Point 2   4. The point of diversion is located 3311.95± ft. S and 401± ft. W from the NE
(N. or S.)   (E. or W.)

corner of Jacob Haun DLC as located in numerous surveys and U.S. Resettlement Plats.
(Section or subdivision)

Div. Pt. #1   4.5 chains N. & 13 chains W. from the SE corner of the Henry

Bird DLC #50 being within the NE¼ NE¼ of Section 14
(If preferable, give distance and bearing to section corner)

Div. Pt. #2   (If there is more than one point of diversion, each must be described. Use separate sheet if necessary)
being within the SW¼ of the SE¼ of Sec. 12 , Tp. 4S
(Give smallest legal subdivision)   (N or S)

R. 4W , 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.

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 20 H.P. Centrifugal
(Size and type of pump)

Electric Pump + motor combination, stationary unit
(Size and type of engine or motor to be used, total head water is to be lifted, etc.)

10 ft Suction - 80 ft Discharge - Total 70 ft Head; 32.45 gal.
Primers

*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 North or South	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
4 S	4 W	12	NE¼ of the SW¼	1.5 Acres
"	"	"	NW¼ of the SW¼	1.0 "
"	"	"	SE¼ of the SW¼	10.0 "
"	"	"	SW¼ of the SW¼	2.0 "
"	"	13	NE¼ of the NW¼	15.0 "
"	"	"	NW¼ of the NW¼	2.0 "
		Total to be irrigated		31.5 Acres

Legal description of property from Deed Records;
    See separate sheet

(If more space required, attach separate sheet)

(a) *Character of soil* ....

(b) *Kind of crops raised* ....

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—

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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, $ _4,000_

12. Construction work will begin on or before _AT ONCE_

13. Construction work will be completed on or before _June 1st 1952_

14. The water will be completely applied to the proposed use on or before _____

Anna Birkhofer, Frank Birkhofer,
Dora Birkhofer, Dale Birkhofer
            (Signature of applicant)

....

Remarks: ....

(blank ruled lines)

STATE OF OREGON, } ss.
  County of Marion,

    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

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 .... 0.39 .... 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 .. 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 2½ 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 .... March 7, 1958

Actual construction work shall begin on or before .... April 25, 1959 .... and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19 59.

Complete application of the water to the proposed use shall be made on or before October 1, 19 60 .

WITNESS my hand this .... 25th .... day of .... April/ ...., 19 58

.... ~Lewis A.~ ....
STATE ENGINEER