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STATE ENGINEER  
SALEM OREGON

Permit No. 28888

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, Lee R. & Celia E. Maloney  
(Name of applicant)  
of Route 2, Box 295 McMinnville  
(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 Berry Creek  
(Name of stream)  
a tributary of Baker Creek

2. The amount of water which the applicant intends to apply to beneficial use is 0.01  
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 supply, etc.)

4. The point of diversion is located 5 ft. S and 50 ft. W from the NE  
(N. or S.) (E. or W.)  
corner of Dawson D.L.C. 43  
(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 of Sec. 12, Tp. 4S  
(Give smallest legal subdivision) (N. or S.)

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

5. The Portable 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—

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 A. O. Smith 1 horsepower  
(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.

28888



10. (a) To supply the city of \_\_\_\_\_

\_\_\_\_\_ County, having a present population of \_\_\_\_\_

(State 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, \$ \_\_\_\_\_

12. Construction work will begin on or before \_\_\_\_\_

13. Construction work will be completed on or before \_\_\_\_\_

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

*Le P. Maloney*  
(Signature of applicant)  
*Celia E. Maloney*

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

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\_\_\_\_

STATE ENGINEER

By \_\_\_\_\_

ASSISTANT

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 0.01 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 Berry Creek

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

If for irrigation, this appropriation shall be limited to 1/800 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 June 10, 1963

Actual construction work shall begin on or before August 9, 1964 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1965

Complete application of the water to the proposed use shall be made on or before October 1, 1966

WITNESS my hand this 8 day of August, 1963

Chris L. Wheeler STATE ENGINEER

Application No. 32819
Permit No. 28888

PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the 18th day of July, 1963 at 2:00 o'clock P.M.

Returned to applicant:

Approved:

August 9, 1963

Recorded in book No. 80 of Permits on page 28888

CHRIS L. WHEELER STATE ENGINEER

Drainage Basin No. 2 page 9016

Fees