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STATE ENGINEER
SALEM, OREGON

Permit No. 37193

*APPLICATION FOR PERMIT CERTIFICATE NO. 43097

To Appropriate the Public Waters of the State of Oregon

I, Newberg and Chester W. Newberg
(Name of applicant)
of Route 1 Box 333A, Willamina
(Mailing address) (City)

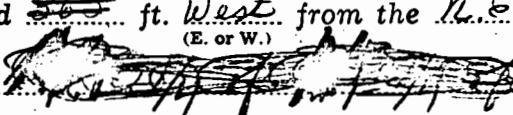
State of Oregon, 97396, do hereby make application for a permit to appropriate the
following described public waters of the State of Oregon, SUBJECT TO EXISTING RIGHTS:

If the applicant is a corporation, give date and place of incorporation

1. The source of the proposed appropriation is Spring
(Name of stream)
a tributary of Unnamed Small Creek.

2. The amount of water which the applicant intends to apply to beneficial use is 750 gal per day.
cubic feet per second For domestic use Including yard 0.005 cfs
(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 Domestic use
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 20 ft. 26 and 160 ft. West from the N.E.
(N. or S.) (E. or W.)
corner of Section 34 Twp 5S R7W. 
N.E. 1/4 of N.E. 1/4 of Section 34

(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 of Sec., Tp., 5S,
(Give smallest legal subdivision) (N. or S.)

R. 7W, 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—

6. (a) Height of dam 2 feet, length on top 10 feet, length at bottom
..... 8 feet; material to be used and character of construction Crib dam, earth
filled
(Rock and brush, timber crib, etc., wasteway over or around dam)
(Loose rock, concrete, masonry, etc.)

(b) Description of headgate Spillway - timber 12 inches wide
(Timber, concrete, etc., number and size of openings)

(c) If water is to be pumped give general description Gravity flow
(Size and type of pump)

(Size and type of engine or motor to be used, total head water is to be lifted, etc.)

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, 300 ft.; size at intake, $1\frac{1}{4}$ in.; size at ft.
from intake in.; size at place of use $1\frac{1}{4}$ in.; difference in elevation between
intake and place of use, 20 ft. Is grade uniform? Two Estimated capacity,
..... sec. ft.

8. Location of area to be irrigated, or place of use Home and garden.

(If more space required, attach separate sheet)

(a) Character of soil loam

(b) Kind of crops raised ~~grapes (apple) in the garden~~

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.

(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.,

Tp. , **R.** , **W. M.**
(No. N. or S.) **(No. E. or W.)**

(f) Is water to be returned to any stream?

(a) 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

10. (a) To supply the city of
..... County, having a present population of
(Name of)
and an estimated population of in 19.....

(Answer questions 11, 12, 13, and 14 in all cases)

11. Estimated cost of proposed works, \$.....*not installed for years*.
 12. Construction work will begin on or before*finished*
 13. Construction work will be completed on or before
 14. The water will be completely applied to the proposed use on or before*Has been used for part 50 years*

Charles W. Newby
(Signature of applicant)

(Signature of applicant)

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 correction and completion.

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before December 5, 1972.

WITNESS my hand this 5th day of October, 1972.

~~CHRIS L. WHEELER~~

STATE ENGINEER

By Thomas E. Shook

ASSISTANT

PERMIT

STATE OF OREGON,
County of Marion, } ss.

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 0.005 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 an unnamed spring.....

The use to which this water is to be applied is domestic use for one family.....

If for irrigation, this appropriation shall be limited to of one cubic foot per
second or its equivalent for each acre irrigated

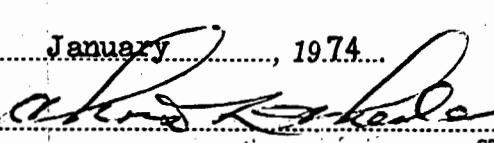
and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

The priority date of this permit is September 5, 1972

Actual construction work shall begin on or before January 31, 1975 and shall
thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1975

Complete application of the water to the proposed use shall be made on or before October 1, 1976 ...

WITNESS my hand this 31st day of January , 1974.


STATE ENGINEER

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 5/1/ day of September
1972., at 5:00 o'clock A.M.

Returned to applicant:

January 31, 1974

Recorded in book No. of
Permits on page 37103
Chris L. WHEELER

STATE ENGINEER

Drainage Basin No. 2 page 20814
Fees 1.50

Application No. 49677
Permit No. 37103