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Permit No. 39407

ASSIGNED, See Misc. Rec., Vol. 6 Page 1034

*APPLICATION FOR PERMIT

CERTIFICATE NO. 51494

STATE ENGINEER
SALEM, OREGON
To Appropriate the Public Waters of the State of Oregon

I, HARVEY A. WHITEHEAD (Name of applicant)
of R.T. 2 Box 100 (Mailing address), McMinnville (City),
State of OREGON, 97128 (Zip Code), 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 NORTH YAMHILL RIVER (Name of stream)

, a tributary of YAMHILL RIVER

2. The amount of water which the applicant intends to apply to beneficial use is 0.09 ~~0.750~~ ~~0.075~~ 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 405 ft. N and 1090 ft. W from the SE corner of SECTION 10 T4S R4W SAID CORNER BEING ALSO THE S.E. CORNER OF THE J.R. YOUNG D.L.C. (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 SE 1/4 SE 1/4 of Sec. 10, Tp. 4S, R. 4W, W. M., in the county of YAMHILL (Give smallest legal subdivision) (N. or S.)

5. The (Main ditch, canal or pipe line) to be (Miles or feet) in length, terminating in the (Smallest legal subdivision) of Sec. (N. or S.), 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 5 hp electric (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. Such forms can be secured without charge, together with instructions, by addressing the State Engineer, Salem, Oregon 97310.

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 FOR LEGAL DESCRIPTION SEE REMARKS

Township North or South	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
4S	4W	10	SE 1/4 OF SE 1/4	7

(If more space required, attach separate sheet)

(a) Character of soil HUMIC GLEY
(b) Kind of crops raised PASTURE GRASS

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

10. (a) To supply the city of

..... County, having a present population of
(Name 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, \$ 1,000

12. Construction work will begin on or before APRIL 15, 1975

13. Construction work will be completed on or before MAY 15, 1975

14. The water will be completely applied to the proposed use on or before JUNE 1, 1975

Narvey A. Whitehead
(Signature of applicant)

Remarks: Refer to item 8. Legal description of property:

-----A part of Government Lots 1 and 2 in Section 11 and of the
Joseph R. Young Donation Land Claim #68 in Section 10 in Township
4 South, Range 4 West of the Willamette Meridian in Yamhill County,
Oregon, more particularly described as follows:

Beginning at a point in the center line of Oregon State High-
way #99W; North 21' East, 1455.6 feet and South 75°34' West 386.2
feet from a stone at the Southwest corner of Henry Bird Donation
Land Claim #50; thence South 75°34' West along center of said
Highway 954.3 feet; thence South 55°34' West 591.5 feet to a point
55 feet Southerly from the center of Concrete Bridge across the
North Yamhill River; thence South 58°27' West parallel to and 55
feet Southerly from the center of said Bridge 287 feet to center
of the said North Yamhill River; thence along the center of said

(SEE ATTACHED)
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, } 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 0.09 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 North Yamhill River

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

If for irrigation, this appropriation shall be limited to 1/80th 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 September 4, 1974

Actual construction work shall begin on or before February 13, 1977 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1977

Complete application of the water to the proposed use shall be made on or before October 1, 1978

WITNESS my hand this 13th day of February 1976

James E. Selman
WATER RESOURCES DIRECTOR STATE ENGINEER FA A

Application No. 52382
Permit No. 39407

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 4th day of September 1974, at 1:25 o'clock P. M.

Returned to applicant:

Approved:

Recorded in book No. of 39407 Permits on page

STATE ENGINEER

Drainage Basin No. 2 page 20818 Fees