

Application No. 58192

Permit No. 43961

STATE OF OREGON WATER RESOURCES DEPARTMENT  
Application for Permit to Appropriate Surface Water

RECEIVED  
DEC 18 1978  
WATER RESOURCES DEPT  
SALEM, OREGON

I, Roy Allen & Virginia Louise Hergert  
(Name of Applicant)  
of Rt. 3 Box 38B, Gaston  
(Mailing Address) (City)  
State of Oregon, 97119 Phone No. 985-7317  
(Zip Code) do hereby

make application for a permit to appropriate the following described waters of the State of Oregon:

1. The source of the proposed appropriation is Unnamed stream & 2 springs  
....., a tributary of Tualatin River

2. The point of diversion is to be located \* ft. and ft.  
(N. or S.) (E. or W.)

from the SW corner of Section 4  
\* spring #1 637' N and 180' E (Public Land Survey Corner)  
1,030' 160'  
spring #2 385' N and 190' E (If there is more than one point of diversion, each must be described)  
770' 200'  
Stream 440' N and 480' E  
1,110' 370'

..... being within the SW 1/4 of the SW 1/4 of  
Sec. 4 Tp. 2S R. 4W, W.M., in the county of Yamhill  
(N. or S.) (E. or W.)

3. Location of area to be irrigated, or place of use if other than irrigation.

Township	Range	Section	List 1/4 1/4 of Section	List use and/or number of acres to be irrigated
<u>2S</u>	<u>4W</u>	<u>4</u>	<u>SW SW</u>	<u>3.5A, Dom. &amp; stock</u>

4. The amount of water which the applicant intends to apply to beneficial use is .....  
cubic feet per second. Spring #1 - 0.0075; Spring #2 - 0.0025; Stream - 0.043  
(If water is to be used from more than one source, give quantity from each).

5. The use to which the water is to be applied is Domestic + Irrigation - Stock  
Sp #1 - 0.0075 Dom. #2 0.0005 Dom. 0.0030 Stock  
Stream - 0.040 Irrigation - 0.003 dom. stock

6. DESCRIPTION OF WORKS

Include dimensions and type of construction of diversion dam and headgate, length and dimensions of supply ditch or pipeline, size and type of pump and motor, type of irrigation system to adequately describe the proposed distribution system.

3/4 HP Centrifical pump  
3 portable sprinklers

If for domestic use state number of families to be supplied ..... 1

7. Construction work will begin on or before ..... Completed

8. Construction work will be completed on or before ..... Completed

9. The water will be completely applied to the proposed use on or before ..... Completed

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Remarks: Spring #1 Domestic  
Spring #2 Domestic & stock  
Stream Irr. + stock

THIS APPLICATION PREPARED BY:

Flora Ford

ALL INFORMATION FURNISHED BY

THE APPLICANT.

x Roy Hergert  
Signature of Applicant  
x Virginia P. Hergert

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for.....completion.....

In order to retain its priority, this application must be returned to the Water Resources Director with corrections on or before ...April 27....., 19 79.....

WITNESS my hand this 27th day of February, 19 79

James E. Sexson Water Resources Director

By Ves Garner

RECEIVED

MAR 2 1979

WATER RESOURCES DEPT.  
SALEM, OREGON

This instrument was first received in the office of the Water Resources Director at Salem, Oregon, on the

18th day of December, 19 78, at 8:00 o'clock

A.M.

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Permit to appropriate the Public Waters of the State of Oregon

This is to certify that I have examined the foregoing application and do hereby grant the same SUBJECT TO EXISTING RIGHTS INCLUDING THE EXISTING FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD 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 0.05 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 stream and two springs; being 0.04 c.f.s. for irrigation, 0.003 c.f.s. for stock from the stream, 0.0045 c.f.s. for domestic use for one family from spring #1, and 0.0005 c.f.s. for domestic, and 0.002 c.f.s. for stock from spring #2.

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, provided further water shall not be appropriated during the period from July 31 through September 15 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 December 18, 1978
Actual construction work shall begin on or before April 16, 1980 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1981
Complete application of the water to the proposed use shall be made on or before October 1, 1982
WITNESS my hand this 16th day of April, 1979

James L. Steyer
Water Resources Director