

\*Permit No. 7115

APPLICATION FOR A PERMIT

CERTIFICATE NO. 7228

# To appropriate the Public Waters of the State of Oregon

I, Fred Werth, Alfred Werth & Walter Werth,  
(Name of applicant)  
of Willamina, (Postoffice), County of Polk,  
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 \_\_\_\_\_

- The source of the proposed appropriation is Unnamed Spring  
(Name of stream)  
tributary of Yamhill River
- The amount of water which the applicant intends to apply to beneficial use is \_\_\_\_\_  
0.11 cubic feet per second.
- The use to which the water is to be applied is Domestic Use and irrigate garden of one  
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)  
acre.
- The point of diversion is located South 22° E. of old D.L.C. corner on north bound-  
(Give distance and bearing to section corner)  
ary of Keykendall D.L.C. District 21.50 chs.

being within the SW of NW of Sec. 3, Tp. 6 S  
(Give smallest legal subdivision) (No. N. or S.)  
R. 7 W, W. M., in the county of Polk  
(No. E. or W.) pipeline \_\_\_\_\_  
5. The \_\_\_\_\_ to be 2720 feet  
(Main ditch, canal or pipe line)  
miles in length, terminating in the SE SE of Sec. 7, Tp. 6 S  
(Smallest legal subdivision) (No. N. or S.)  
R. 7 W, W. M., the proposed location being shown throughout on the accompanying map.  
(No. E. or W.)  
6. The name of the ditch, canal or other works is \_\_\_\_\_  
Werth Bros.' Water Line.

## DESCRIPTION OF WORKS

### DIVERSION WORKS—

7. (a) Height of dam one feet, length on top seven feet, length at bottom  
five feet; material to be used and character of construction Stone, earth.  
(Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate 3 in. pipe laid in dam reduced to 1 3/4 and  
(Timber, concrete, etc., number and size of openings)  
running 2720 feet.

\* A different form of application is provided where storage works are contemplated. These forms can be secured without charge, together with instructions, by addressing the State Engineer, Salem, Oregon.

CANAL SYSTEM—

8. (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.

.....  
.....  
.....

FILL IN THE FOLLOWING INFORMATION WHERE THE WATER IS USED FOR IRRIGATION—

9. The land to be irrigated has a total area of 1.0 ..... acres, located in each smallest legal subdivision, as follows:

(Give area of land in each smallest legal subdivision which you intend to irrigate)  
1.0 acre in SE $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 7 Twp. 6 S. R. 7 W.W.M.

.....  
.....  
.....  
.....  
.....  
.....  
.....  
.....  
.....  
.....

(If more space required, attach separate sheet)

POWER, MINING, MANUFACTURING, OR TRANSPORTATION PURPOSES—

10. (a) Total amount of power to be developed ..... theoretical horsepower.

(b) Total fall to be utilized ..... feet.  
(Head)

(c) The nature of the works by means of which the power is to be developed .....

(d) Such works to be located in ..... of Sec. ....  
(Legal subdivision)  
Tp. ...., R. ...., W. M.  
(No. N. or S.) (No. E. or W.)

(e) Is water to be returned to any stream? .....  
(Yes or No)

(f) If so, name stream and locate point of return .....  
....., Sec. ...., Tp. ...., R. ...., W. M.  
(No. N. or S.) (No. E. or W.)

(g) The use to which power is to be applied is .....

(h) The nature of the mines to be served .....

.....

MUNICIPAL SUPPLY—

11. To supply the city of \_\_\_\_\_  
\_\_\_\_\_ County, having a present population of \_\_\_\_\_,  
(Name of)  
and an estimated population of \_\_\_\_\_ in 192\_\_\_\_\_

(Answer questions 12, 13, 14, and 15 in all cases)

- 12. Estimated cost of proposed works, \$.....
- 13. Construction work will begin on or before .....
- 14. Construction work will be completed on or before .....
- 15. The water will be completely applied to the proposed use on or before .....

Duplicate maps of the proposed ditch or other works, prepared in accordance with the rules of the State Engineer, accompany this application.

Fred E. Werth,  
.....  
(Name of applicant)  
Alfred Werth,  
.....  
W. W. Werth, ,  
.....

Signed in the presence of us as witnesses:

(1) F. E. Wooden, ..... Willamina, Ore.  
(Name) (Address of witness)

(2) .....  
(Name) (Address of witness)

Remarks: In filing the above application, we do not wish to  
relinquish priority right, but put it on record with application.

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 correction or completion, as follows: .....

In order to retain its priority, this application must be returned to the State Engineer, with corrections, on or before \_\_\_\_\_, 192\_\_\_\_\_.

WITNESS my hand this \_\_\_\_\_ day of \_\_\_\_\_, 192\_\_\_\_\_.

STATE ENGINEER.

Application No. 10526

Permit No. 7115

2

PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

District No.

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the 22 day of December, 1925, at 1:30 o'clock P.M.

Returned to applicant for correction:

Corrected application received:

Approved:

January 11, 1926

Recorded in Book No. 24 of Permits, on page 7115

RHEA LUPER STATE ENGINEER. 1 map ER

\$8.15

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 the following limitations and conditions: If for irrigation, this appropriation shall be limited to one-eighth 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 right herein granted is limited to the appropriation of water from an unnamed spring for domestic use and irrigation purposes.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 0.11 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is December 22, 1925.

Actual construction work shall begin on or before January 11, 1927 and shall thereafter be prosecuted with reasonable diligence and be completed on or before June 1, 1928

Complete application of the water to the proposed use shall be made on or before October 1, 1929

WITNESS my hand this 11 day of January, 1926

Rhea Luper. STATE ENGINEER.

Permits for power development are subject to the limitation of franchise as provided in Section 5728, Oregon Laws, and the payment of annual fees as provided in Section 5803, Oregon Laws.