

ASSIGNED

Name BUERNELL SEIBEL
 By Rt. 1, Box 183
 Address McMinnville, Oregon 97128

Application No. 43576
 Permit No. 32586
 Certificate No. 39348

Stream Index, Page No. 2-9082
 see file #R-43575

Date filed May 10, 1967
 Priority May 10, 1967
 Action suspended until OK Feb 27-75

Returned to applicant
 Date of approval December 27, 1967

CONSTRUCTION

Date for beginning December 27, 1968
 Date for completion October 1, 1969
 Extended to
 Date for application of water October 1, 1970
 Extended to

PROSECUTION OF WORK

Form "A" filed Started
 Form "B" filed
 Form "C" filed Feb 7, 1968

FINAL PROOF
MAY 25 1973

Blank mailed
 Proof received
 Date certificate issued JUL 5 1973

FEES PAID

Date	Amount	Receipt No.
5-10-67	25.00	3688
5-30-73	1.50	34102

FEES REFUNDED

Date	Amount	Check No.
------	--------	-----------

ASSIGNMENTS

Date	To Whom	Address	OR	Volume	Page
5-10-73	Carl Howard	525 W 18th Place	McMinnville,	5	221

REMARKS

0.1 cfs from Salt Creek and reservoir (South Yamhill River) for waterfowl attraction

Form C

IMPORTANT—This form is a notice to the State Engineer that permittee is ready to make final proof to the extent to which the water has actually been applied to the intended use under the terms of the permit. Permittee is cautioned that Certificate of Water Right will be issued based on the extent of the quantity and use as determined by the final proof inspection and survey which will be made in response to the filing of this Form C.

NOTE: In the case of an irrigation permit, this Form C should not be mailed to the State Engineer until all of the land described in the permit, which it is intended to irrigate under this permit at any time, has actually been irrigated.
Fill out, detach and mail to the State Engineer, Salem, Oregon 97310, when all of the water has been applied.

Application No. R-43576

NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

I, Buennell Seibel, the holder of Permit No. R 32586
to appropriate the public waters of the state of Oregon, completely applied the waters to a beneficial use in accordance with the terms of said permit, on the 20 day of Sept, 1967.

Remarks: _____

RECEIVED
FEB 7 1968

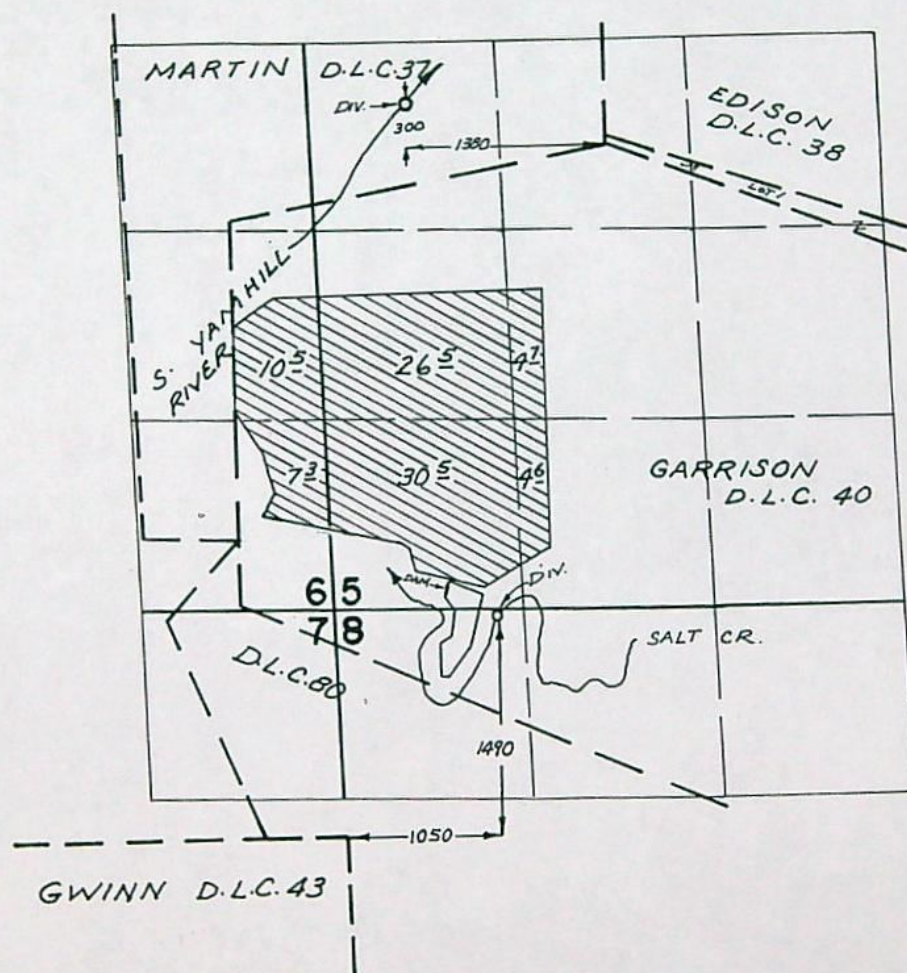
STATE ENGINEER
SALEM OREGON

IN WITNESS WHEREOF, I have hereunto set my hand this _____ day of _____, 19____.

Buennell Seibel
(Signature of Applicant)

St. 1 - Box 183 - McMinnville, Oregon
(Address)

T.5S.R.4W.W.M.



FINAL PROOF SURVEY
UNDER

41969 31416
R-43575 R-5005
Application No. 43576 Permit No. 32586
IN NAME OF

CARL HOWARD

Surveyed MAY 17, 1972, by D. NORBY

STATE OF OREGON
COUNTY OF YAMHILL

43526
RECEIVED
MAY 30 1973
STATE ENGINEER
SALEM, OREGON

Proof of Appropriation of Water

CARL HOWARD

of **525 W. 18th Place, McMinnville**, State of **Oregon**,
has applied beneficially the waters of
Salt Creek and reservoir constructed under application number R-43575, permit
number R-5005
a tributary of **South Yamhill River** for the purpose of
waterfowl attraction

under Permit No. **32586** of the State Engineer, and that the use of said waters has been
completed under the terms of said permit; that the priority of the
right dates from **May 10, 1967**

that the amount of water for the purposes aforesaid, has been actually beneficially used in the
amount of
0.1 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream.
The point of diversion is located in the **NW $\frac{1}{4}$ NW $\frac{1}{4}$ as projected within Garrison DLC 40,**
Section 8, T. 5 S., R. 4 W., W. M., 1490 feet North and 1050 feet East from NW
Corner, Gwinn DLC 43.

The amount of water used for irrigation, together with the amount secured under any other
right existing for the same lands, shall be limited to of one cubic foot per second
per acre,

The right allowed herein for waterfowl attraction shall be subordinate and in-
ferior to all future rights for beneficial consumptive use.

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

A description of the place of use under the right, and to which such right is appurtenant, is
as follows:

NW $\frac{1}{4}$ NW $\frac{1}{4}$
Section 8
T. 5 S., R. 4 W., W. M.

I have read the above and foregoing proof of appropriation of water; I know the contents
thereof, and that the facts therein stated are true.

IN WITNESS WHEREOF, I have hereunto set my hand this 29 day of May,

1973

Carl Howard

STATE OF OREGON
COUNTY OF YAMHILL
CERTIFICATE OF WATER RIGHT

This Is to Certify, That CARL HOWARD

of **525 W. 18th Place, McMinnville** , State of **Oregon** ⁹⁷¹²⁸ , has made proof to the satisfaction of the **STATE ENGINEER** of Oregon, of a right to the use of the waters of **Salt Creek and reservoir constructed under application number R-43575, permit number R-5005** a tributary of **South Yamhill River** for the purpose of **waterfowl attraction**

under Permit No. **32586** of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from **May 10, 1967**

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed **0.1 cubic foot per second**

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the **NW $\frac{1}{4}$ NW $\frac{1}{4}$ as projected within Garrison DLC 40, Section 8, T. 5 S., R. 4 W., W. M., 1490 feet North and 1050 feet East from NW Corner, Gwinn DLC 43.**

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to of one cubic foot per second per acre,

The right allowed herein for waterfowl attraction shall be subordinate and inferior to all future rights for beneficial consumptive use.

and shall

conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

**NW $\frac{1}{4}$ NW $\frac{1}{4}$
Section 8
T. 5 S., R. 4 W., W. M.**

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed

this date. **July 5, 1973**

.....**CHRIS L. WHEELER**.....

State Engineer

Recorded in State Record of Water Right Certificates, Volume **31** , page **39348**

STATE OF OREGON
COUNTY OF YAMHILL
CERTIFICATE OF WATER RIGHT

This Is to Certify, That **CARL HOWARD**

of **525 W. 18th Place, McMinnville** , State of **Oregon** ⁹⁷¹²⁸ , has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of **Salt Creek and reservoir constructed under application number R-43575, permit number R-5005** a tributary of **South Yamhill River** for the purpose of **waterfowl attraction**

under Permit No. **32586** of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from **May 10, 1967**

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed **0.1 cubic foot per second**

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the **NW $\frac{1}{4}$ NW $\frac{1}{4}$** as projected within **Garrison DLC 40, Section 8, T. 5 S., R. 4 W., W. M., 1490 feet North and 1050 feet East from NW Corner, Gwinn DLC 43.**

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to of one cubic foot per second per acre,

The right allowed herein for waterfowl attraction shall be subordinate and inferior to all future rights for beneficial consumptive use.

and shall

conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

**NW $\frac{1}{4}$ NW $\frac{1}{4}$
Section 8
T. 5 S., R. 4 W., W. M.**

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed
this date. **July 5, 1973**

.....
CHRIS L. WHEELER

State Engineer

STATE OF OREGON
COUNTY OF YAMHILL
CERTIFICATE OF WATER RIGHT

This Is to Certify, That **CARL HOWARD**

of **525 W. 18th Place, McMinnville**, State of **Oregon** **97128**, has made proof to the satisfaction of the **STATE ENGINEER** of Oregon, of a right to the use of the waters of **Salt Creek and reservoir constructed under application number R-43575, permit number R-5005** a tributary of **South Yamhill River** for the purpose of **waterfowl attraction**

under Permit No. **32586** of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from **May 10, 1967**

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed **0.1 cubic foot per second**

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the **NW $\frac{1}{4}$ NW $\frac{1}{4}$ as projected within Garrison DLC 40, Section 8, T. 5 S., R. 4 W., W. M., 1490 feet North and 1050 feet East from NW Corner, Gwinn DLC 43.**

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to **of one cubic foot per second per acre,**

The right allowed herein for waterfowl attraction shall be subordinate and inferior to all future rights for beneficial consumptive use.

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

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

**NW $\frac{1}{4}$ NW $\frac{1}{4}$
Section 8
T. 5 S., R. 4 W., W. M.**

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed

this date. **July 5, 1973**

CHRIS L. WHEELER

State Engineer

Recorded in State Record of Water Right Certificates, Volume **31**, page **39348**

2-P

AMHILL

RIVER

South

1"=400'

SALT

65
75

1220'
570°E

CREEK

3 in. of water
1 ft deep

PROPOSED
LAKE

P.O.D.

Water Application Map
Buernell Seibel
RT-1 Box 183
MF Manville, Ore

N.W. 1/4 of N.W. 1/4
Sec. 8 T55, R4W
R-43575 & 43576
R-5005 & 30586

May 25, 1973

R-43575
43576
41969

Carl Howard
525 W. 18th Place
McMinnville, OR 97128

Dear Mr. Howard:

The assignment of permits numbered R-5005, 32586, and 31416 from Buernell Seibel to you has been recorded in the records of the State Engineer. Our records have been changed accordingly, and the original is enclosed.

Also enclosed are the final proofs in connection with the incomplete water right represented by these permits along with our cover letter.

Very truly yours,

VESTAL R. GARNER
Assistant

VRG:gkd
Enclosures

May 25, 1973

File No.

R-43575
43576
41969

Carl Howard
525 W. 18th Place
McMinnville, OR 97128

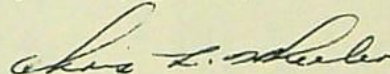
Dear Sir:

Enclosed is the final proof in connection with the incomplete water right represented by your permit number **R-5005, 32586, and 31416.**

The data contained in the proof, which is based on an inspection and survey of your project made by a representative of this department, defines the extent to which your water right has been completed within the terms of your permit. The proof should be dated and signed by you and returned to this office.

Upon receipt of the proof, properly executed and accompanied by the statutory recording fee of \$1.50, a certificate of water right will be issued confirming the right thereunder and, after being recorded in the county records, will be forwarded to you.

Very truly yours,



CHRIS L. WHEELER
State Engineer

Form 117

Enclosure

gkd

Please submit \$1.50 for each permit.



STATE OF OREGON

STATE ENGINEER
516 PUBLIC SERVICE BUILDING

SALEM 10

February 8, 1968

REFER TO
FILE NO. E-43575
43576

Buernell Seibel
Route 1, Box 183
McMinnville, Oregon 97128

Gentlemen:

This will acknowledge receipt of your notice to the effect that complete application of water has been made under permit No. s E-5005 and 32586.

Pursuant to your report and in line with the general practice of this office, a survey will be made at a later date.

After this survey, proof may be made and certificate issued covering the actual use of water as found by the engineer. In case of irrigation, any lands described in the permit that have not been irrigated will be automatically eliminated from the water right.

In the meantime, the permit which you hold will be valid evidence of the water right in question so long as you continue to use the water.

Very truly yours,

CHRIS L. WHEELER
State Engineer

Form 128
ks

R-43575
43576

January 29, 1968

Buernell Seibel
Route 1, Box 183
McMinnville, Oregon 97128

Dear Mr. Seibel:

R-43575, permit No. R-5005,
application No. 43576, permit No. 32586 with a blueprint.

43576
R-43575

July 13, 1967

Buernell Seibel
Rt. 1, Box 183
McMinnville, Oregon 97128

Dear Sir:

This will acknowledge receipt of your application for a permit to construct a reservoir and store 3.0 acre feet of water therein from Salt Creek for waterfowl attraction, and the fee of \$20 for which our receipt No. 3687 was handed to you. This application has been filed and numbered R-43575.

Also acknowledged is receipt of your application for a permit to appropriate 0.1 cubic foot of water per second from Salt Creek and reservoir for waterfowl attraction, map, legal descriptions, and the fee of \$25 for which our receipt No. 3688 was handed to you. This application has been filed and numbered 43576.

These applications are now in satisfactory form for approval by issuance of permits.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
Larry W. Jebousek
Assistant

LWJ:dly

RECEIVED

MAY 15 1967

STATE ENGINEER
SALEM, OREGON

Dear Sirs:

This is for Water rights Application
brought in May 10, 1967 by me.

Thank you

Sincerely,
Bernell Siebel
Rt. 1 Box 183.
Mc Minnville, Or. 97128.

180-766

KNOW ALL MEN BY THESE PRESENTS, That GEORGE H. LAYMAN, a single man,

in consideration of Ten and no/100ths - - - - - Dollars,

to him paid by MENDO SWARTZENTRUBER and ESTHER SWARTZENTRUBER, husband and wife,

do hereby grant, bargain, sell and convey unto said MENDO SWARTZENTRUBER and ESTHER SWARTZENTRUBER,

their heirs and assigns, all the following real property, with the tenements, fixtures and appurtenances, situated in the

County of Yamhill and State of Oregon, bounded and described as follows, to-wit:

Beginning at the Northwest corner of the Donation Land Claim of W. J. Garrison and wife, Notification No. 1241, Claim No. 40 in Township 5 South, Range 4 West of the Willamette Meridian, in Yamhill County, Oregon, and running thence North 80° East (Var. 20° 45' East) 33.85 chains to a stake; thence South 49.75 chains to set stake on North bank of Salt Creek, from which an Ash 6 inches in diameter bears South 88° East 3.50 links, thence in a westerly direction following the meanderings of Salt Creek to a point 33.61 chains South of the Northwest corner of said Donation Land Claim of W. J. Garrison and wife to set stake in Salt Creek, from which an Ash 30 inches in diameter bears North 26° East 45 links distant, thence North 33.61 chains to the place of beginning.

Also, a right of way used as a private and public roadway for ingress and egress from said premises above described leading across lands formerly owned by T. E. Conner and being a part of the W. J. Garrison Donation Land Claim, said private roadway to be and remain where the present road is now situate and laid out, leading from near the South end of the bridge on the County Road across the Yamhill River, about one mile Northwest of Whiteson in Yamhill County, Oregon, and said roadway leading thence across said premises formerly owned by T. E. Conner in a westerly course to the premises above described, and terminating near the location of the dwelling house now on said premises, said roadway being 20 feet in width and being the right of way conveyed by T. E. Conner and wife on March 16, 1900 by Deed recorded at Page 207 of Volume 39 of the Records of Deeds for Yamhill County, Oregon.

Also: The following described tract of land being a part of the H. B. Martin Donation Land Claim, Notification No. 1439, Claim No. 37 in Township 5 South, Range 4 West of the Willamette Meridian, in Yamhill County, Oregon, which said part is more particularly bounded and described as follows, to-wit: Commencing at a stake on the East boundary line of said Donation Land Claim and on the West boundary line of Claim No. 40 in said Township and Range 4.17 chains South from the Northwest corner of said Claim No. 40, thence South 29.47 chains to the Southeast corner of said Claim No. 37, thence West 4.00 chains, thence North 9.00 chains to center of Yamhill River, thence down the center of said river to point South 80° 15' West from place of beginning; thence North 80° 15' East 5.00 chains to the place of beginning.

RECEIVED
MAY 15 195
STATE ENGINE
ALBION OREG

Application No. R-43575 & 43576
Permit No.

Also: Commencing at the Southeast corner of the H. D. Martin Donation Land Claim, Notification No. 1139, Claim No. 37 in Township 5 South, Range 4 West of the Willamette Meridian, in Yamhill County, Oregon, said beginning point being 3.00 chains South 80° 15' West from the angle corner on the North line of Claim No. 40, in Section 5, Township 5 South, Range 4 West of the Willamette Meridian, and running thence South 80° 15' West 26.63 chains, thence North 1.50 chains to the center of the South Yamhill River, thence down the center of the main channel of the South Yamhill River to the place where the North and South line of said H. D. Martin Donation Land Claim crosses the said South Yamhill River, thence South with said line 6.45 chains to the place of beginning.

Also: Beginning at a point in the center of the Yamhill River 12.50 chains East and 68.90 chains South of the Northwest corner of the H. D. Martin Donation Land Claim, in Township 5 South, Range 4 West of the Willamette Meridian, in Yamhill County, Oregon, running thence South 11.25 chains to an iron pipe, thence South 80° 15' West 5.15 chains to the center of the Yamhill River, thence down the center of said river to the place of beginning, said parcel of land situated in Township 5 South, Range 4 West of the Willamette Meridian.

TO HAVE AND TO HOLD the above described and granted premises unto the said
ERIK SWARTZENTRUBER and ETHEL SWARTZENTRUBER,

their heirs and assigns forever.

IN WITNESS WHEREOF

I, the grantor above named hereunto set
hand and seal this 3rd day of MAY 1956

(SEAL)

(SEAL)

(SEAL)

(SEAL)

Abstract of Permit No. 32586 ✓

Application No. 43576 ✓ Certificate No.

Name

~~LUSSN~~
Buernell Seibel ✓

Address

Rt. 1, Box 183
McMinnville, Oregon

Carl Howard
525W 18th Place

97128 McMinnville Oregon 97128

Source of water supply

Salt Creek & reservoir to be constructed under Appl. No. R-43575, Permit No. R-5005 ✓

Use

Waterfowl attraction

S. Yamhill R.

Point of diversion

1490' N. & 1050' E.
S. 70° E. 1220' from NW cor. Sec. 8, being within NW 1/4, Section 8, T. 5 S., R. 4 W., W. M., county of Yamhill ✓

Number of acres

25 PROT. w/in GARRISON DEC 40

DESCRIPTION OF LAND TO BE IRRIGATED OR PLACE OF USE

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4
5S	4N	8					X											

Priority date

May 10, 1967 ✓

Amount of water

0.1 c.f.s. ✓

Time limit to begin construction

~~December 27, 1968~~

Time limit to complete construction

10-1-69 extended to

extended to

Time limit to completely apply water

10-1-70 extended to

extended to

Remarks: The right allowed herein for waterfowl attraction shall be subordinate and inferior to all future rights for beneficial consumptive use. ✓

INFO: MR. HOWARD.

SOURCE: RES.

USE: WATERFOWL ATTRACTION

(THERE WERE 5 or 6 DUCK BLINDS AROUND THE RES.)
THE RES WAS EMPTY ON THIS DATE, BECAUSE HE WAS PLANTING BUCKWHEAT
TO FEED THE DUCKS.

David Forby
F.E.
5-17-72