

\* APPLICATION FOR A PERMIT

To appropriate the Public Waters of the State of Oregon

I, ANDREW POTOENICK (Name of applicant) of Harbor (Post office), County of Curry, 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

1. The source of the proposed appropriation is Unnamed spring (Name of stream), a tributary of sinks in ground

2. The amount of water which the applicant intends to apply to beneficial use is 2/16 for three house 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 Domestic (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 450 ft. N and 2400 ft. E from the SW corner of SW of NE 1/4 of Section 9, T 41 R 13 or in the SE 1/4 of the NE 1/4 of Sect. 9, 41, 13, (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 S 1/2 of S 1/2 of NE 1/4 of Sec. 1/4 9, Tp. 41 R. 13, W. M., in the county of CURRY (Give smallest legal subdivision) (N. or S.) (E. or W.)

5. The pipe line to be 1900 ft. in length, terminating in the SW 1/4 of NE 1/4 of Sec. 9, Tp. 41 R. 13, W. M., the proposed location being shown throughout on the accompanying map. (Main ditch, canal or pipe line) (Miles or feet) (Smallest legal subdivision) (N. or S.) (E. or W.)

DESCRIPTION OF WORKS

Diversion Works—

6. (a) Height of dam 3' feet, length on top 8' feet, length at bottom 8' feet; material to be used and character of construction concrete (Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate overflow (Timber, concrete, etc., number and size of openings)

(c) If water is to be pumped give general description gravity (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.

\*\* Applications for permits to appropriate water for the generation of electricity, with the exception of municipalities, must be made to the Hydro-electric Commission. Either of the above forms may be secured, without cost, together with instructions by addressing the State Engineer, Salem, Oregon.

**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) .....  $1\frac{1}{2}$ " pipe ..... feet; width on bottom ..... feet; depth of water ..... feet; grade ..... feet fall per one thousand feet.

(b) At ..... 30' ..... 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, ..... 1900 ..... ft.; size at intake, .....  $1\frac{1}{2}$ " ..... in.; size at ..... 1900 ..... ft. from intake .....  $1\frac{1}{2}$ " ..... in.; size at place of use .....  $3/4$ " ..... in.; difference in elevation between intake and place of use, ..... 60 ..... ft. Is grade uniform? Nearly so ..... Estimated capacity, ..... sec. ft.

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

Township	Range	Section	Forty-acre Tract	Number Acres To Be Irrigated
41 S	13 W	9	Domestic	
Houses all in $S\frac{1}{2}$ of $S\frac{1}{2}$ of $NE\frac{1}{4}$ of 9, 41, 13				
*Legal Description - see attached sheet				

(If more space required, attach separate sheet)

(a) Character of soil ..... Sandy loam .....

(b) Kind of crops raised ..... General .....

**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? ..... No .....  
(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 .....

## \*Legal Description

## Pedroi Brothers' Description:

Tract # 1 on the west side of highway 101.

That certain tract of land, consisting of 15.0 acres, more or less, lying in Section 9, Township 41 South, Range 13 West of the Willamette Meridian, in Curry County, Oregon, Described as follows:

Beginning at an iron pipe driven on the southwesterly boundary of the Oregon Coast Highway at a point due North 2027.2 feet from an iron pipe marking the southeast corner of the James W. Taggart Donation Land Claim No. 40

Thence, following said southwesterly boundary on the Oregon Coast Highway, South 41 deg. 42 min. East 1141.2 feet to an iron pipe.

Thence South 33 deg. 53 min. West 176.9 feet to an iron pipe

Thence due South 342.2 feet to an iron pipe.

Thence due West 660 feet to an iron pipe.

Thence due North 1341.1 feet to the place of beginning.

Also

That certain tract of land, consisting of 10.4 acres, more or less, lying in Section 9, Township 41 South, Range 13 West of the Willamette Meridian, in Curry County, Oregon, described as follows: Beginning at an iron pipe marking the Southeast Corner of the James W. Taggart Donation Land Claim No. 40. Thence due North 686.1 feet to an iron pipe. Thence due East 660 feet to an iron pipe. Thence due South 686.1 feet to an iron pipe. Thence due West 660 feet to the place of beginning.

Together with an easement for right of way purposes over a strip of land 40 feet in width adjoining on the East the following described line: Beginning at the Southeast corner of the above described tract, Thence due North 1028.3 feet. Thence North 33 deg. 53 min. East 176.9 feet to the Westerly boundary of the Oregon Coast Highway.

## Pedrioli Brothers Description

Tract #2 from North, East of Highway

That certain tract of land, consisting of 12.16 acres, more or less, lying in the Edward O'Loughlin Donation Land Claim No. 42, in Section 9, Township 41 South, Range 13 West of the Willamette Meridian, in Curry County, Oregon, described as follows:

Beginning at an iron pipe driven on the Easterly boundary of the Oregon Coast Highway at a point 919.1 feet South and 944.0 feet West of an iron bar marking the Southeast corner of the Hiram Tuttle Donation Land Claim No. 38.

Thence, following said Easterly highway boundary, South 41° 38' East 1176.5 feet to an iron pipe.

Thence North 50° 20' East 522.4 feet to an iron pipe.

Thence North 32° 16' West 556.9 feet to an iron pipe.

Thence North 53° 24' West 108.0 feet to an iron pipe.

Thence North 89° 14' West 799.5 feet to the place of beginning.

Tract #3 from North, East of Highway

That certain tract of land consisting of 3.1 acres, more or less, lying in the Edward O'Loughlin Donation Land Claim No. 42, in Section 9, Township 41 South, Range 13 West of the Willamette Meridian, in Curry County, Oregon, described as follows:

Beginning at an iron pipe driven on the Easterly boundary of the Oregon Coast Highway at a point 1798.4 feet South and 162.5 feet West of an iron bar marking the Southeast corner of the Hiram Tuttle Donation Land Claim No. 38.

Thence, following said Easterly highway boundary, South 41°  
34' East 280.0 feet to an iron pipe.

Thence North 50° 20' East 446.9 feet to an iron pipe.

Thence North 26° 21' West 287.5 feet to an iron pipe.

Thence South 50° 20' West 522.4 feet to the place of  
beginning.

Municipal or Domestic Supply—

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

11. Estimated cost of proposed works, \$ 1000.....

12. Construction work will begin on or before have started.....

13. Construction work will be completed on or before Jan. 1, 46.....

14. The water will be completely applied to the proposed use on or before Supplying two  
houses now, Third to be built when lumber is available.....

ANDREW POTOENICK  
(Signature of applicant)

Signed in the presence of us as witnesses:

(1) .....  
(Name) ..... (Address of witness) .....

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

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 ..... completion.....

In order to retain its priority, this application must be returned to the State Engineer, with  
corrections on or before July 11....., 1945.....

WITNESS my hand this 11th day of June....., 1945..

CHAS. E. STRICKLIN  
STATE ENGINEER

by  
Ed. K. Humphrey, Assistant mjo

Application No. 20900

Permit No. 16367

PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

Division No. District No.

This instrument was first received in the office of the State Engineer at Salem, Oregon on the 8th day of June, 1945, at 1:00 o'clock P.M.

Returned to applicant:

Corrected application received:

Approved:

September 1, 1945

Recorded in book No. 40 of

Permits on page 16367

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 15 Page 2 B.

Fees Paid \$10.00

STATE OF OREGON } ss County of Marion,

PERMIT

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 0.03 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 Unnamed spring

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

If for irrigation, this appropriation shall be limited to of one cubic foot per second

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 June 8, 1945

Actual construction work shall begin on or before September 1, 1946 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1947

Complete application of the water to the proposed use shall be made on or before

October 1, 1948

WITNESS my hand this 1st day of September, 1945.

CHAS. E. STRICKLIN STATE ENGINEER