

-5 ASSIGNED, See Blue Map, Vol. 3 582-3

On the strength of a certified copy of Title Insurance Policy, the name of B. T. and Nora Mae Wallace was changed to G. G. and Blanche Beckner under Permit No. 17116.

MIT

## the State of Oregon

We, B. T. and Nora Mae Wallace and Hans Selfors both  
(Name of applicant)  
of Route No. 1, North Bend  
(Mailing address)  
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 an un-named spring  
(Name of stream) an un-named creek flowing  
into Coos Bay, a tributary of

2. The amount of water which the applicant intends to apply to beneficial use is 0.023  
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 use and irrigation  
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located S. 45° 38' E. 2169.0 feet  
(N. or S.) and ft. (E. or W.) from the  
corner of N. W. 1/4 of N. E. 1/4 of Section 2, Township 25 South, Range 13  
(Section or subdivision)  
West of Willamette Meridian

(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. E. 1/4 of N. E. 1/4 of Sec. 2, Tp. 25 S.,  
(Give smallest legal subdivision) (N. or S.)

R. 13 W., W. M., in the county of Coos  
(E. or W.) Wallace pipe line to be 150 feet

5. The Selfors " " " " 750 " to be  
(Main ditch, canal or pipe line) (Miles or feet)  
in length, terminating in the Lot 3 of Sec. 2, Tp. 25 S.,  
(Smallest legal subdivision) (N. or S.)

R. 13 W., 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 none feet, length on top feet, length at bottom  
feet; material to be used and character of construction  
(Loose rock, concrete, masonry,

A concrete casing will be sunk around the spring  
rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate 2" pipe into a tank to supply the Wallace  
(Timber, concrete, etc., number and size of openings)  
right with an overflow pipe into a tank for the Selfors supply.

(c) If water is to be pumped give general description An automatic electric pump  
(Size and type of pump)  
will supply the Wallace water under constant pressure  
(Size and type of engine or motor to be used, total head water is to be lifted, etc.)

The Selfors supply will flow by gravity.

\*A different form of application is provided where storage works are contemplated.

\*\*Application for permits to appropriate water for the generation of electricity, with the exception of municipalities, must be made to the Hydroelectric 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) ..... 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.

Wallace 150 feet of 3/4" pipe  
 (c) Length of pipe, Selfors 750 ft.; size at intake, 1 1/4" pipe in.; size at 100 ..... ft. from intake 1" ..... in.; size at place of use 1" ..... in.; difference in elevation between intake and place of use, 35 ..... ft. Is grade uniform? No ..... Estimated capacity, 0.01 ..... sec. ft.

8. Location of area to be irrigated, or place of use Wallace, S E 1/4 N E 1/4 Selfors Lot 3,

Township	Range	Section	Forty-acre Tract	Number Acres To Be Irrigated
25 S	13 W	2	S E 1/4 N E 1/4	0.25

(If more space required, attach separate sheet)

(a) Character of soil Sandy clay  
 (b) Kind of crops raised Vegetables and 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 .....

Description of tract held under purchase contract by B. T. Wallace and Nora Mae Wallace, husband and wife.

Beginning at a point in the Southeast quarter of the Northeast quarter of Section 2, Township 25 South, Range 13 West of Willamette Meridian, from which point the iron pipe at the quarter section corner on the north boundary of the said Section 2 bears N.  $41^{\circ} 32\frac{1}{2}'$  W. a distance of 1990.41 feet; and also from which point the Southeast corner of Block 15 of the plat of Townsite of Glasgow, Coos County, Oregon, according to the map and plat thereof on file and of record in the office of the County Clerk of the said County, as the same existed prior to the vacations on the said Townsite of Glasgow as made in 1936, bears N.  $26^{\circ} 36\frac{3}{4}'$  W. a distance of 133.94 feet:- and running thence East for a distance of 600.0 feet; thence South for a distance of 340.25 feet; thence West for a distance of 300.0 feet; thence South for a distance of 100.0 feet; thence West for a distance of 300.0 feet; thence North for a distance of 440.25 feet to the place of beginning, but subject to the right of way easement for a County Road right of way 60 feet in width which crosses the above described tract in a northerly and southerly direction.

Containing 4.97 acres, more or less, exclusive of the County Road right of way, and being a portion of the Southeast quarter of the Northeast quarter of Section 2, Township 25 South, Range 13 West of Willamette Meridian

Description of tract owned by Hans Selfors.

Beginning at the Northwest corner of Block 12 of the plat of Townsite of Glasgow, Coos County, Oregon, according to the map and plat thereof on file and of record in the office of the County Clerk of the said County, as the same existed prior to the street vacations made during 1936,; the said point being 1440 feet South and 50 feet East of the quarter section corner on the North boundary of Section 2, Township 25 South, Range 13 West of Willamette Meridian:- and running thence East along the south boundary of Avenue A in the said Townsite of Glasgow for a distance of 1270 feet to a point on the east boundary of the said Townsite of Glasgow; thence South along the said East boundary of the vacated Sixteenth Street in the said Townsite of Glasgow for a distance of 465.0 feet, more or less, to a point on the westerly boundary of the Glasgow- Kwantuck Slough County Road; thence Southwesterly along the said County Road boundary for a distance of 410 feet, more or less, to a point on the center line of a certain un-named street lying between Blocks 1 and 2 of the said Townsite of Glasgow; thence West along the center line of the said street for a distance of 195 feet, more or less, to a point on the center line of Fifteenth Street in the said Townsite of Glasgow; thence South along the said center line of Fifteenth Street for a distance of 40.0 feet; thence West for a distance of 407.0 feet; thence N.  $43^{\circ}$  W. for a distance of 335.0 feet; thence N.  $71^{\circ}$  W. for a distance of 107.5 feet to a point on the south boundary of Oregon Avenue in the said Townsite of Glasgow as the same existed prior to the street vacations made in 1936; thence West along the said south boundary of Oregon Avenue in the Townsite of Glasgow for a distance of 207.89 feet; thence North, parallel to and 25.0 feet East of the center line of Central Avenue in the said Townsite of Glasgow for a distance of 330.0 feet to a point on the south boundary of the un-vacated portion of Michigan Avenue in the said Townsite of Glasgow; thence East along the said south boundary of the un-vacated portion of Michigan Avenue for a distance of 325.0 feet to the east end of the said un-vacated portion of Michigan Avenue; thence North for a distance of 50.0 feet to the north boundary of the said un-vacated portion of Michigan Avenue; thence West along the north boundary of the said un-vacated portion of Michigan Avenue for a distance of 275.0 feet to the southeast corner of Lot 1 of Block 12 of the said Townsite of Glasgow; thence North for a distance of 100.0 feet to the northeast corner of the said Lot 1 of Block 12; thence West for a distance of 50.0 feet to the northwest corner of the said Lot 1 of Block 12 as existing subsequent to the street vacations made during 1936; thence North, parallel to and 25.0 feet east of the center line of Central Avenue in the said Townsite of Glasgow for a distance of 100.0 feet to a point on the south boundary of Avenue A in the said Townsite of Glasgow; thence East for a distance of 25.0 feet to the point of beginning.

Being Lots 2 to 12 inclusive and Lots 21 to 32 inclusive, in Block 12 of the Townsite of Glasgow, Coos County, Oregon, all of vacated Block 2 of the said Townsite of Glasgow lying west of the Glasgow- Kentuck Slough County Road; all of vacated Blocks 3, 4, 5, 13 and 14 of the said Townsite of Glasgow; vacated Lots 13 to 20 inclusive of Block 12 of the said Townsite of Glasgow, and vacated portions of F Fourteenth Street, Fifteenth Street, Sixteenth Street, Michigan Avenue, Oregon Avenue and an un-named street lying between Blocks 1 and 2 in the said Townsite of Glasgow, as vacated during 1936 and additional vacations made during 1940, also a portion of Lot 3 of Section 2, Township 25 South, Range 13 West of Willamette Meridian lying outside of the Townsite of Glasgow and a portion of the tide lands fronting and abutting upon the said Lot 3 of Section 2.

THIS AGREEMENT made and entered into by and between B. T. WALLACE and NORA MAE WALLACE, husband and wife, hereinafter referred to as First Parties, and HANS SELFORS, hereinafter referred to as Second Party, WITNESSETH:

That Whereas, the First Parties are the purchasers under contract of sale of the following described real property to-wit:

Beginning at a point in the Southeast quarter of the Northeast quarter of Section 2, Township 25 South, Range 13 West of Willamette Meridian, from which point the iron pipe at the quarter section corner on the north boundary of the said Section 2 bears N. 41° 32½' W. a distance of 1990.41 feet; and also from which point the southeast corner of Block 15 of the plat of Townsite of Glasgow, Coos County, Oregon, according to the map and plat thereof on file and of record in the office of the County Clerk of the said County, as the same existed prior to the vacation in the said Township of Glasgow as made in 1936, bears N. 26° 34-3/4' W. a distance of 133.94 feet; and running thence East for a distance of 600. feet; thence South for a distance of 340.25 feet; thence west for a distance of 300.0 feet; thence South for a distance of 100.0 feet; thence West for a distance of 300.0 feet; thence North for a distance of 440.25 feet to the place of beginning, but subject to the right of way easement for a County Road right of way 60 feet in width which crosses the above described tract in a northerly and southerly direction.

Containing 4.97 acres, more or less, exclusive of the County Road right of way, and being a portion of the southeast quarter of the Northeast quarter of Section 2, Township 25 South, Range 13 West of Willamette Meridian.

And, Whereas, there is situated upon said property a spring, and Whereas, the Second Party is the owner of Lots 2 to 12 inclusive, Lots 21 to 32 inclusive, in Block 12 of the Townsite of Glasgow, Coos County, Oregon; all of vacated Block 2 of the said Townsite of Glasgow lying west of the Glasgow-Kentuck Slough County Road, all of the vacated blocks 3, 4, 5, 13 and 14 of said Townsite; vacated Lots 13 to 20 inclusive of Block 12, of said Townsite, and vacated portions of Fourteenth, Fifteenth and Sixteenth Streets, Michigan Avenue, Oregon Avenue, and an unnamed street lying between Lots 1 and 2 in said Townsite as vacated during the years 1936 and 1940, all as more fully appears from the records and files in the office of the County Clerk of Coos County, Oregon; also, a portion of Lot 8, Section 2, Township 25 South, Range 13 West of Willamette Meridian, lying outside of the Townsite of Glasgow and the portion of the tidelands fronting and abutting upon said Lot 3 of Section 2 in Township and range aforesaid.

And, Whereas, the Second Party has installed at said spring a concrete retaining basin of approximately 450 gallon capacity, which said basin is connected to said spring by means of a pipe and that to first of said basins connecting said spring there is a like basin connected by means of an over flow pipe to the first of said basins, and

Whereas, the said First and Second Parties have applied for a water right in the full capacity of the water from said spring with the State Engineer of the State of Oregon, for domestic and irrigation purposes, and

NOW, THEREFORE, for and in consideration of the sum of Ten Dollars and other good and valuable considerations in hand paid by the Second Party unto the First Parties, receipt whereof is hereby acknowledged, and in consideration of the improvements above referred to made by the Second Party unto said spring as hereinabove stated, it is hereby agreed between the parties as follows:

(1) That the First Parties shall have their pipe line connected to the first basin connecting the spring from which said First Parties shall draw such water as is needed for their domestic and other useful uses upon the First Parties' property more particularly hereinbefore set forth and described, and the Second Parties shall have his pipe line attached to the second retaining basin, which second retaining basin is connected by means of an over flow pipe to the first basin to which the First Parties' pipe is attached, from which said second basin said Second Party shall be entitled to the full use of the water.

(2) It is further agreed between the parties hereto that the Second Party shall have a permanent and perpetual pipe line easement over and across the First Parties' land hereinabove described for the purposes of laying a water pipe from said second basin herein referred to situated upon the First Parties' property as near the following point to-wit:

S. 45° 38' E 2169.0 feet from the Northwest corner of the Northwest quarter of the Northeast quarter, Section 2, Township 25 South, Range 13 West of Willamette Meridian, and from said point following the present course of the ditch which Second Party has at present dug across the First Parties' property to the premises of the Second Party hereinabove described,

said pipeline easement to be permanent and perpetual and to be for the benefit of the Second Parties, his heirs and assigns, with the right of said Second Parties, their heirs and assigns, to ingress and egress to and from said property for the purpose of keeping in repair said pipe line and water basins.

(3) It is further understood and agreed between the parties hereto that each of said parties shall mutually cooperate between themselves in keeping their respective water systems in a good state of repair so as to avoid any leakage or waste of the waters therefrom.

IN WITNESS WHEREOF the parties have hereunto set their hands and seals this 21 day of June, 1946.

(Sgd) B. T. Wallace (SEAL)

(Sgd) Nora Mae Wallace (SEAL)  
First Parties

(Sgd) Hans Selfors (SEAL)  
Second Party

STATE OF OREGON }  
                  } ss  
COUNTY OF COOS }

On this the 21 day of June, 1946, before me, the undersigned, a Notary Public in and for said county and state, personally appeared B. T. WALLACE and NORA MAE WALLACE, husband and wife, and HANS SELFORS, known to me to be the persons whose names are subscribed to the within instrument and acknowledged that they executed the same for the purposes therein contained.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.

SEAL

(Sgd) Ben G. Flaxel  
Notary Public for Oregon

My Commission Expires: Nov 6, 1946

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 ..... 2 .....

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

- 11. Estimated cost of proposed works, \$.....400.00.....
- 12. Construction work will begin on or before ..... June 30, 1946 .....
- 13. Construction work will be completed on or before ..... June 30, 1947 .....
- 14. The water will be completely applied to the proposed use on or before ..... June 30, 1947 .....

..... (Sgd) B. T. Wallace .....

..... (Sgd) Nora Mae Wallace .....

(Signature of applicant)

..... (Sgd) Hans Selfors .....

Remarks: Under an agreement entered into between the two applicants  
named herein, a copy of which agreement is attached hereto, the first  
applicant named, who is the owner of the land on which the spring rises,  
is to have his full amount of water first, and the second applicant  
named, Hans Selfors, is to have any water remaining above that amount,  
and to accomplish the above, the water is to be led into one 450  
gallon tank near the spring, from which Mr. Wallace will pump his  
supply as needed, and from the top of this first tank an overflow pipe  
will lead into a second 450 gallon tank, from which a pipe line will  
carry any overflow by gravity down to the Selfors residence, so that,  
if any shortage shall develop at any time, the shortage will affect  
Mr. Selfors right first, up to the full amount of his right.

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 ....., 194.....

WITNESS my hand this ..... day of ....., 194.....

Application No. 21758

Permit No. 17116

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 26th day of June

1946 at 1:00 o'clock P.M.

Returned to applicant:

Corrected application received:

Approved:

October 1, 1946

Recorded in book No. 42 of

Permits on page 17116

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 17 Page 10 B

Fees Paid \$14.50

PERMIT

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 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 0.023 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 spring

The use to which this water is to be applied is domestic and irrigation, being 0.02 c.f.s. for domestic and 0.003 c.f.s. for 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 June 26, 1946

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

October 1, 1948

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

October 1, 1949

WITNESS my hand this 1st day of October, 1946

CHAS. E. STRICKLIN

STATE ENGINEER