

CERTIFICATE NO. 21455

1937 1971 Sp. Use Rev. Vol. 3 Page 423-474

* APPLICATION FOR PERMIT

ASSIGNED, See Misc. Rec. Vol. 2 Para 246-7

To appropriate the Public Waters of the State of Oregon

I, Joseph S. Wertz and Gladys E. Wertz
(Name of applicant)
of P. O. Box 263, Hebo, Oregon,
(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 small unnamed creek
(Name of stream)
a tributary of Big Nestucca River

2. The amount of water which the applicant intends to apply to beneficial use is 0.0225
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 supplies
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 180 ft. N. and 376 ft. W. from the S.E.
(N. or S.) (E. or W.)
corner of NE 1/4 of NE 1/4 Sec. 12 Tp. 4 South Range 10 West of Willamette Meridian
(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 NE 1/4 of NE 1/4 of Sec. 12, Tp. 4 S.,
(Give smallest legal subdivision) (N. or S.)
R. 10 W., W. M., in the county of Tillamook
(E. or W.)

5. The pipe line to be approx. 400'
(Main ditch, canal or pipe line) (Miles or feet)
in length, terminating in the NE 1/4 of NE 1/4 of Sec. 12, Tp. 4 S.,
(Smallest legal subdivision) (N. or S.)
R. 10 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 feet, length on top feet, length at bottom
feet; material to be used and character of construction
(Loose rock, concrete, masonry,
rock and brush, timber crib, etc., wasteway over or around dam)

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

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

**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.

(c) Length of pipe, Approx. 400 ft.; size at intake, 1 1/2 inch in.; size at 100 ft. from intake 1 in.; size at place of use 3/4 in.; difference in elevation between intake and place of use, Approx. 40 ft. Is grade uniform? yes. 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
4	10 W.	12	NE 1/4 OF NE 1/4	One
beginning at a point 21 chains West of the Southeast corner of the Northeast Quarter of the Northeast Quarter of Section 12, Township 4 South, Range 10 West of the Willamette Meridian, and running thence East along the Southern boundary of the North Half of the Northeast Quarter of Section 12 for a distance of 916.5 feet; thence North 590 feet, more or less, to the center of the Big Nestucca River; thence in a Westerly direction down the center of said Big Nestucca River to a point North of the place of beginning; thence South 313 feet more or less to the place of beginning; Tract containing 9.1 acres more or less.				

(If more space required, attach separate sheet)

(a) Character of soil Clay and sandy loam

(b) Kind of crops raised small vegetable and flower garden

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

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 One

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

11. Estimated cost of proposed works, \$ 100.....

12. Construction work will begin on or before May 1st, 1948.....

13. Construction work will be completed on or before Jan. 1st, 1949.....

14. The water will be completely applied to the proposed use on or before May 1st 1949.....

(Sgd) Joseph S. Wertz.....
(Signature of applicant)

(Sgd) Gladys E. Wertz.....

Remarks: This application applies to immediate diversion of water from small
running stream for house use. Later in summer when able to locate spring which is
source of stream, I may wish to relocate point of diversion and install a concrete
tank.

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 correc-
tions on or before, 194.....

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

Application No. 23125

Permit No. 18178

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 13th day of April 1948 at 8:00 o'clock A.M.

Returned to applicant:

Corrected application received:

Approved:

May 5, 1948

Recorded in book No. 44 of

Permits on page 18178

CHAS. E. STRICKLIN

STATE ENGINEER

Drainage Basin No. 1 Page 16 C

Fees Paid \$25.00

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 stream

The use to which this water is to be applied is domestic and 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 April 13, 1948

Actual construction work shall begin on or before May 5, 1949 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1950

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

October 1, 1951

WITNESS my hand this 5th day of May, 1948.

CHAS. E. STRICKLIN

STATE ENGINEER