

CERTIFICATE NO. 21536

* APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, We, Hart Bros. (Name of applicant) of 601 1/2 Second Ave. East, Tillamook (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 Wilson River & an unnamed lake trib. of Wilson R., a tributary of Tillamook Bay

2. The amount of water which the applicant intends to apply to beneficial use is 1.55 cubic feet per second. See Remarks

**3. The use to which the water is to be applied is irrigation

4. The point of diversion is located 1300 ft. N and 1900 ft. W from the NE corner of the Nathan Dougherty D. D. C. No. 41

being within the SE 1/4 NW 1/4 & NE 1/4 SW 1/4 of Sec. 21, Tp. 1 S, R. 9 W, W. M., in the county of Tillamook

5. The (Main ditch, canal or pipe line) to be (Miles or feet) in length, terminating in the (Smallest legal subdivision) of Sec. (N. or S.), R. (E. or W.), W. M., the proposed location being shown throughout on the accompanying map.

DESCRIPTION OF WORKS

Diversion Works—

No dam

6. (a) Height of dam feet, length on top feet, length at bottom feet; material to be used and character of construction

(b) Description of headgate

(c) If water is to be pumped give general description 4 inch cent. pump

35 HP elec. motor

76 8 gpm sprinklers

*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, ft.; size at intake, in.; size at ft. from intake in.; size at place of use in.; difference in elevation between intake and place of use, ft. Is grade uniform? 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
1 S	9 W	21	SW $\frac{1}{4}$ NE $\frac{1}{4}$	40
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	40
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	40
			SE $\frac{1}{4}$ SW $\frac{1}{4}$	4
				<u>124</u>

Property on which water is to be used is a part of that more explicitly described by applicant as follows: Commenced survey of Nathan Dougherty Claim No. 40, Notification 7993. Containing 640 acres and commenced 1.50 chs. W. and 20.00 chs. S. of the NE cor. of Section 29. Set post from which a crabapple 12" in dia. bears S55° W. 35 lks. dist. thence south on true line 20.00 chains; set post in prairie, raised mound as per instructions; thence east on true line 61.50 chains, set a post in the prairie, raised mound as per instructions; thence north on true line, at 40 chains intersected line between Sections 21 & 28, 20 chains west of corner to Sections 21-22-27-28, 80 chains set post from which a spruce 12" in dia. bears N. 42° E. 100 lks, a spruce 20" in dia. bears S. 85° W. 2.50 lks.; thence west on true line, at 60.00 chains intersected line between Sec. 20 & 21 at qtr. post, 82.50 chains a slough 40 links wide runs northwest, 86.27 chains set post 9 lks south of true corner, it being in a deep slough, from which a spruce 36" in dia. bears S. 52° W. 50 lks. a spruce 24" in dia. bears S. 20° E. 75 lks. distance; thence South on true line, at 14.75 chains to the Dougherty house bears N. 80° E. at 40.00 chains intersected line between

(If more space required, attach separate sheet) (Continued under Remarks)

(a) Character of soil sandy loam

(b) Kind of crops raised pasture grasses

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

and an estimated population of in 19.....

(b) If for domestic use state number of families to be supplied

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

11. Estimated cost of proposed works, \$ 6700⁰⁰.....

12. Construction work will begin on or before 60 acres have been irrigated.....

13. Construction work will be completed on or before 2 yrs. after approval.....

14. The water will be completely applied to the proposed use on or before 3 yrs. after "

(Sgd) Hart Bros - F. W. Hart
(Signature of applicant)

Remarks: Water is to be used from unnamed lake when available -- any deficiency to be made up from Wilson River.

(Continued from Item 8)

Sections 20 & 29 13.73 chains East of qtr. post, 60.00 chains set post from which a willow 8" in dia. bears S. 87° E. 177 lks, a willow 4" in diameter bears N. 51° E. 30 lks distance; thence E. on true line 24.77 chains intersecting beginning post.

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.....

STATE ENGINEER

Application No. 23197

Permit No. 18261

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 25th day of May 1948 at 10:50 o'clock A. M.

Returned to applicant:

Corrected application received:

Approved:

July 30, 1948

Recorded in book No. 45 of

Permits on page 18261

CHAS. E. STRICKLIN

STATE ENGINEER

Drainage Basin No. 1 Page 21 A

Fees Paid \$26.70

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 1.55 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 Wilson River and an unnamed lake. Water is to be used from unnamed lake when available - any deficiency to be made up from Wilson River.

The use to which this water is to be applied is 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 May 25, 1948

Actual construction work shall begin on or before July 30, 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 30th day of July, 1948

CHAS. E. STRICKLIN

STATE ENGINEER