

**\* APPLICATION FOR PERMIT**

**To Appropriate the Public Waters of the State of Oregon**

I, Everett E. Pietila (Name of applicant)  
of Route 2, Astoria (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 Carmen Creek (Name of stream)

, a tributary of Little Creek

2. The amount of water which the applicant intends to apply to beneficial use is 0.06 + 0.02 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, including the irrigation of not to exceed 1/2 acre for lawn and domestic garden for each family. (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 50 ft. North (N. or S.) and 718 ft. West (E. or W.) from the Southeast corner of Mary E. and C. R. Johnson property, to-wit: Northwest quarter (Section or subdivision)

(NW 1/4) of Southeast quarter (SE 1/4) of Section 30, Township 8 North, Range 7 West, Willamette Meridian, Clatsop County, Oregon

(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 Northwest quarter of Southeast quarter of Sec. 30, Tp. 8 North, R. 7 West, W. M., in the county of Clatsop

(Give smallest legal subdivision) (N. or S.) (E. or W.)

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

**DESCRIPTION OF WORKS**

**Diversion Works—**

6. (a) Height of dam 6 feet, length on top 50 feet, length at bottom 42 feet; material to be used and character of construction dirt and rock fill; (Loose rock, concrete, masonry, waterway over dam)

rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate 3" steel pipe; one opening (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, ..... 2000 ..... ft.; size at intake, ..... 3 ..... in.; size at ..... 1000 ..... ft. from intake ..... 2 ..... in.; size at place of use ..... 3/4 ..... in.; difference in elevation between intake and place of use, ..... 66 ..... ft. Is grade uniform? ..... yes ..... Estimated capacity, ..... stream 05 ..... sec. ft.

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

Township	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
(See separate sheet for legal description)				
Being a part of				
8 N	7 W	30	SW <sup>1</sup> / <sub>4</sub> NE <sup>1</sup> / <sub>4</sub>	
			SE <sup>1</sup> / <sub>4</sub> NE <sup>1</sup> / <sub>4</sub>	
			SE <sup>1</sup> / <sub>4</sub> NW <sup>1</sup> / <sub>4</sub>	
			NW <sup>1</sup> / <sub>4</sub> SE <sup>1</sup> / <sub>4</sub>	

(If more space required, attach separate sheet)

(a) Character of soil .....

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

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 .....

No. 8

EXHIBIT "A"

E. L. LISEBY and ETHEL  
LISEBY, husband and wife  
to

Vol. 140, Page 125, Deed Records

PAYETTE E. BROOKS and  
RUTH M. BROOKS, husband  
and wife

Beginning at the Southeast corner of the Southwest quarter of the Northeast quarter of Section 30, Township 8 North, Range 7 West, Willamette Meridian, and running thence due North on the quarter section line a distance of approximately 395 feet, to a point where the county road intersects said quarter section line; thence in a Southwesterly direction along the South boundary line of said county road to a point where said county road intersects the South boundary line of the said Southwest quarter of the Northeast quarter and which point is approximately 527 feet West of the Southeast corner of said Southwest quarter of the Northeast quarter; thence East along said South boundary line of said Southwest quarter of the Northeast quarter to the place of beginning;

Excepting therefrom that certain tract of land in the extreme Southeast corner of the tract herein conveyed, described in Book 78, page 466, Deed Records of Clatsop County, Oregon. The tract of land to be conveyed being triangular in shape containing 2 1/2 acres, more or less.

A. C. PATTON, unmarried  
to

Vol. 184, Page 529, Deed Records

PAYETTE E. BROOKS And  
RUTH M. BROOKS, husband  
and wife

Beginning at a point 958.7 feet West of the quarter section corner between Sections 29 and 30, Township 8 North, Range 7 West; thence running North 19° 21' West a distance of 542.9 feet to a point in the center of the County road that runs in a Southwesterly direction through the Southeast quarter of the Northeast quarter of Section 30; thence running in a Southwesterly direction along said County road a distance of 210.6 feet to the West line of the Southeast quarter of Northeast quarter of Section 30; thence South 409.4 feet to the Southwest corner of the Southeast quarter of the Northeast quarter of Section 30; thence East 361.3 feet to the place of beginning, and containing approximately 3 acres. All being in the Southeast quarter of the Northeast quarter of Section 30, Township 8 North, Range 7 West, Willamette Meridian, Clatsop, County, Oregon.

CHARLES YOUNG, also known as  
ALEXANDER CHARLES YOUNG, widower  
of Tessie Young, dec. and now  
unmarried

Vol. 194, Page 540, Deed Records

to  
FRED W. BUREAU and RUTH C. BUREAU,  
HUSBAND AND WIFE

Beginning at the Southwest corner of the Southwest quarter of the Northeast quarter of Section 30, Township 8 North, Range 7 West, Willamette Meridian, running thence North along the West line of said Northeast quarter of said Section 30 a distance of 660 feet; thence Easterly on a line parallel with the South boundary line of the Northeast quarter of said Section 30 a distance of 660 feet; thence Southerly on a line parallel with the West line of the Northeast quarter of said Section 30 a distance of 330 feet; thence Easterly on a line parallel with the South boundary line of the Northeast quarter of said Section 30 a distance of 200 feet; thence South 35° East to a point which is in the center of the Right of way of the present County Road and which point is 335 feet Northeasterly from the point where the center line of said County Road intersects the South boundary line of the Southwest quarter of the Northeast quarter of said Section 30; thence Southwesterly along the center of the said County Road to its intersection with the South boundary of the Southwest quarter of the Northeast quarter of said section 30; thence West along the South boundary line a distance of 660 feet, more or less, to the point of beginning.

OWEN WILLIAM SIMMS and MARIAN  
SIMMS, husband and wife  
to

Vol. 202, Page 246, Deed Records

F. W. HEAD and A. N. HEAD,  
husband and wife

Parcel No. 1: Beginning at the Southeast corner of the Northwest quarter of Section 30, Township 8 North, Range 7 West, Willamette Meridian;  
thence West 1320 feet;  
thence North 330 feet;  
thence East 1320 feet;  
thence South 330 feet to the place of beginning.

Parcel No. 2: Beginning at the Northeast corner of the Southwest quarter of Section 30, Township 8 North, Range 7 West, Willamette Meridian;  
thence West 100 feet;  
thence South 50 feet;  
thence East 100 feet to the East line of the quarter section;  
thence North 50 feet to the point of beginning.

MARY E. JOHNSON  
to

Vol. 207, Page 268, Deed Records

EVERETT E. PIETILA and  
CHARLOTTE M. PIETILA,  
husband and wife

A parcel of property in the Northwest quarter of the Southeast quarter of Section 30, Township 8 North, Range 7 West, Willamette Meridian, more particularly described as follows:  
Commencing at a point on the Southeast right of way line of a County Road, where it intersects the center line of Section 30, Township 8 North, Range 7 West, Willamette Meridian, said point being approximately 650 feet East of the center of said Section 30;  
running thence Southwesterly along the Southeasterly right of way line of said County Road a distance of 150 feet;  
thence South 35° East a distance of 300 feet;  
thence East to the East line of the Northwest quarter of the Southeast quarter of said Section 30;  
thence North along the East line of the Northwest quarter of the Southeast quarter of said Section 30 to the Northeast corner;  
thence West along the North line of the Northwest quarter of the Southeast quarter of said Section 30 to the point of beginning;  
Excepting the following described tract of land;  
Beginning at a point 487 feet West of the Southeast corner of the Southwest quarter of the Northeast quarter of said Section 30, said Township and Range;  
thence West 20 feet;  
thence South 43° East 100 feet;  
thence East 20 feet;  
thence North 43° West 100 feet to the place of beginning. All being situate in the County of Clatsop, State of Oregon.

MATT BRANDER and HILDA BRANDER,  
his wife

Vol. 101, page 224, Deed Records

to  
CHARLES YOUNG and TESSIE YOUNG

Beginning at the Southwest corner of the Southwest quarter of the Northeast quarter of Section 30, Township 8 North, Range 7 West of Willamette Meridian, running  
thence due North 660 feet;  
thence due East 1320 feet;  
thence due South 660 feet;  
thence due West 1320 feet to the place of beginning.  
EXCEPTING therefrom the following:  
Beginning at the Southeast corner of the Southwest quarter of the Northeast quarter of Section 30, Township 8 North, Range 7 West, Willamette Meridian, and running  
thence due North on the quarter section line a distance of approximately 395 feet, to a point where the county road intersects said quarter section line;  
thence in a Southwesterly direction along the South boundary line of said county road to a point where said county road intersects the South boundary line of the said Southwest quarter of the Northeast quarter and which point is approximately 527 feet West of the Southeast corner of said Southwest quarter of the Northeast quarter;  
thence East along said South boundary line of said Southwest quarter of the Northeast quarter to the place of beginning. Also excepting tract conveyed by Charles Young to Fred W. Bureau and wife by deed recorded in Book 194, page 540, Deed Records.

to  
MARY E. JOHNSON and C. R. JOHNSON

The Northwest quarter of the Southeast quarter of Section 30, Township 8 North, Range 7 West, excepting that part of the following described tract lying and being within the boundaries of the Northwest Quarter of the Southeast Quarter of said Section 30, said Township and Range:

Beginning at a point in the County Road 1125 feet South of the center of Section 30, Township 8 North, Range 7 West,  
thence South on quarter line 667 feet;  
thence East 227 feet to a point in the center of County Road;  
thence North 15° 50' West 268 feet;  
thence North 9° 11' West 161 feet;  
thence North 29° 23' West 265 feet to place of beginning, including all the land between said quarter line and the County Road and containing 2 acres, more or less.

ALSO EXCEPTING THE FOLLOWING DESCRIBED TRACT:

A parcel of property in the Northwest quarter of the Southeast quarter of Section 30, Township 8 North, Range 7 West, Willamette Meridian, more particularly described as follows:

Commencing at a point on the Southeast right of way line of a County Road, where it intersects the center line of Section 30, Township 8 North, Range 7 West, Willamette Meridian, said point being approximately 650 feet East of the center of said Section 30;

running thence Southwesterly along the Southeasterly right of way line of said County Road a distance of 150 feet;

thence South 35° East a distance of 300 feet;

thence East to the East line of the Northwest quarter of the Southeast quarter of said Section 30;

thence North along the East line of the Northwest quarter of the Southeast quarter of said Section 30 to the Northeast corner;

thence West along the North line of the Northwest quarter of the Southeast quarter of said Section 30 to the point of beginning;

Excepting the following described tract of land;

Beginning at a point 487 feet West of the Southeast corner of the Southwest quarter of the Northeast quarter of said Section 30, said Township and Range;

thence West 20 feet;

thence South 43° East 100 feet;

thence East 20 feet;

thence North 43° West 100 feet to the place of beginning. All being situate in the County of Clatsop, State of Oregon.

Last 2 exceptions describe property deeded to Pietila et ux Vol. 207 P 268

and

Arnold C. Magnuson and Neva S. Magnuson, husband and wife, whose property is described as follows:

"That portion of the Southeast quarter of the Northeast quarter of Section 30, Township 8 North, Range 7 West, Willamette Meridian, in the County of Clatsop, State of Oregon, described as follows:

Beginning at a point 409.4 feet North of the Southwest corner of the Southeast quarter of the Northeast quarter of Section 30, said point being in the center of said county road;

thence running 560.9 feet North;

thence running in a Southeasterly direction 25 feet from and parallel on the West the main line of the Big Creek Logging Company Railroad, 621.2 feet, more or less, to a point in the center of the county road;

thence running in a Southwesterly direction along the center of the county road, a distance of 485.3 feet, to the place of beginning."

And Raymond Meyer and Hildred M. Meyer, husband and wife, whose property is described as follows:

"Beginning at a point 660 feet North of the South West corner of South West Quarter of the Northeast Quarter of Section 30, in Township 8 North of Range 7 West of Willamette Meridian, thence running North 330 feet; thence East 1320 feet; thence South 330 feet; thence West 1320 feet to the place of beginning, containing 10 acres, more or less.

Also

19982

The North half of the North half of the South West Quarter of the North East Quarter  
of Section 30, Township 8 North of Range 7 West of Willamette Meridian.  
Excepting a triangular tract off the North East corner consisting of .55 of an acre."

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 \_\_\_\_\_ 8 \_\_\_\_\_

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

- 11. Estimated cost of proposed works, \$ \_\_\_\_\_ 2000.00 \_\_\_\_\_
- 12. Construction work will begin on or before \_\_\_\_\_ one year from date of filing \_\_\_\_\_
- 13. Construction work will be completed on or before \_\_\_\_\_ January 1, 1952 \_\_\_\_\_
- 14. The water will be completely applied to the proposed use on or before \_\_\_\_\_ January 1, 1952 \_\_\_\_\_

(Sgd) Everett E. Pietila  
(Signature of applicant)

Remarks: In compliance with the suggestion made by the State Engineer,  
it is my intention to assign all of my rights under this application for  
water rights to the "Carmen Creek Water District", which district will be  
formed in the near future. This application being made for the purpose  
of safeguarding the water rights, thereby assuring the proposed water  
district the needed water rights.

The descriptions of the properties owned by approximately five fami-  
lies have been submitted under Exhibit "A". It is quite definite that  
the owners of the properties described in said Exhibit "A" will be the  
persons forming the new water district to be known as "Carmen Creek Water  
District".

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 \_\_\_\_\_, 19\_\_\_\_\_

WITNESS my hand this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_

STATE ENGINEER

Application No. 25311

Permit No. 19982

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 9th day of October, 1950, at 11:00 o'clock A.M.

Returned to applicant:

Corrected application received:

Approved:

June 15, 1951

Recorded in book No. 49 of Permits on page 19982

CHAS. E. STRICKLIN

STATE ENGINEER

Drainage Basin No. 1 Page 6 G

Fees Paid \$20.00

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 0.08 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 Carmen Creek

The use to which this water is to be applied is domestic, including the irrigation of not to exceed 1/2 acre for each family.

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 October 9, 1950 for 0.06 cfs & July 9, 1951 for 0.02 cfs.

Actual construction work shall begin on or before June 15, 1952 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1953

Complete application of the water to the proposed use shall be made on or before October 1, 1954

WITNESS my hand this 15th day of June, 19 51.

CHAS. E. STRICKLIN

STATE ENGINEER