

**\*APPLICATION FOR PERMIT**

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

I, Edna M. Marcus (Name of applicant)  
 of 2223-24 Ave. Forest Grove (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 Rock Creek (Name of stream)  
 a tributary of Nehalem river  
 2. The amount of water which the applicant intends to apply to beneficial use is 0.740  
 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 irrigation (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 420 ft. south and 2450 ft. west from the NE corner of sec. 34 Township 5 North Range 5 West 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 NW 1/4 NE 1/4 of Sec. 34, Tp. 5 N, R. 5 W, W. M., in the county of Columbia (Give smallest legal subdivision) (N. or S.) (E. or W.)

5. The Pipe Line (Main ditch, canal or pipe line) to be \_\_\_\_\_ (Miles or feet)  
 in length, terminating in the NE 1/4 NE 1/4 of Sec. 34, Tp. 5 N, R. 5 W, W. M., the proposed location being shown throughout on the accompanying map. (Smallest legal subdivision) (N. or S.) (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 or around dam)

(b) Description of gate \_\_\_\_\_ (Timber, concrete, etc., number and size of openings)

(c) If water to be pumped give general description 1 1/4 Cent. 7 1/2 HP. Electric (Size and type of pump)  
 \_\_\_\_\_ (Size and type of engine or motor to be used, total head water is to be lifted \_\_\_\_\_)

\*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 municipal use, 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. 2400 ft.; size at intake. 4 in.; size at 1200 ft. from intake 7 in.; size at place of use 3 in.; difference in elevation between intake and place of use. 15 ft. Is grade uniform? Yes Estimated capacity. 0.426 sec. ft.

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

Township North or South	Range E. or W. of Williams Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
5 N	5 W	34	NW 1/4 NE 1/4	22 Acres
5 N	5 W	34	NE 1/4 NE 1/4	24 Acres

(If more space required, attach separate sheet.)

(a) Character of soil. *Ainberg loam + upper clay loam*  
 (b) Kind of crops raised. *Permanent pasture, alfalfa, etc.*

Power or Mining Purposes—

9. (a) Total amount of power to be developed ..... horsepower.  
 (b) Quantity of water to be used for power ..... sec. ft.  
 (c) Total fall to be utilized ..... feet.  
 (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. ....

Tp. ...., R. ...., W. M. ....

(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. ....

(h) The use to which power is to be applied is

(i) The nature of the mines to be served

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 .....

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

11. Estimated cost of proposed works, \$..... 3529.25

12. Construction work will begin on or before ..... MAY 15, 1962

13. Construction work will be completed on or before ..... AUG 15, 1963

14. The water will be completely applied to the proposed use on or before ..... AUG 15, 1963

Elmer M. Marcus  
(Signature of applicant)

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 .....

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before ..... 19.....

WITNESS my hand this ..... day of ..... 19.....

STATE ENGINEER

By ..... ASSISTANT

PERMIT

STATE OF OREGON, }  
County of Marion, } ss.

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 0.43 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 Rock Creek

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

If for irrigation, this appropriation shall be limited to 1/80<sup>th</sup> 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; provided further that the right to use of water is limited to the period when the flow of the Nehalem River is more than 100 c.f.s. at U.S.G.S. Gage No. 14-3010,

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 March 23, 1962

Actual construction work shall begin on or before May 17, 1963 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1964

Complete application of the water to the proposed use shall be made on or before October 1, 1965

WITNESS my hand this 17<sup>th</sup> day of May

*Max F. Rogers* Acting STATE ENGINEER

Application No. 37196  
Permit No. 27912

**PERMIT**  
TO APPROPRIATE THE PUBLIC  
WATERS OF THE STATE  
OF OREGON

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the 23<sup>rd</sup> day of March 1962, at 1:40 o'clock P. M.

Returned to applicant:

Approved: May 17, 1962  
Recorded in book No. 77 of 27912  
Permits on page 27912

**MAX F. ROGERS,**  
Acting STATE ENGINEER  
Drainage Basin No. 1 / page 1 of 1  
Fees