

APR 18 1967

*APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Oregon

I, Bruce Berndt (Name of applicant) of Keasey Route, Vernonia (Mailing address) State of Oregon 97064, 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 0.07 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 Inc. lawn & garden Irrigation (Irrigation, power, mining, manufacturing, domestic supplies, etc.) and stock being 0.01 cfs

4. The point of diversion is located 110 ft S and 825 ft E from the corner of Section 25 (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 SW 1/4 of Sec. 25, Tp. 5N (Give smallest legal subdivision) (N. or S.)

R. 5 W, W. M., in the county of Columbia (E. or W.)

5. The Pipeline (Main ditch, canal or pipe line) to be 2900 ft (Miles or feet) in length, terminating in the lot 29 Berndts Creek Sub. of Sec. 25, Tp. 5N (Smallest legal subdivision) (N. or S.)

R. 5 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 20 gal per minute (Size and type of pump)

1 H P Electric 92.4 ft. head into treatment plant (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, 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 North or South	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
5 N	5 W	25	NW 1/4 SW 1/4 S	Domestic
			SW 1/4 SW 1/4	5.00 ri
			SE 1/4 SW 1/4	"
			NE 1/4 SW 1/4 S	"
<i>for Stock Bene Bennell</i>				
Within and Adjacent to Brendt's Creek Subdivision				

(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

REFERENCE TO ITEM 5 ON APPLICATION FOR PERMIT

The proposed water system includes a number of lines.

1. A 1" pipe from the point of diversion running North to the storage tank - a distance of 1090 feet.
2. A 3" pipe from the storage tank running South to the North West corner of lot 1 of Berndt Creek Subdivision and then along Creek View Lane to lot 29 - a distance of 3900 feet.
3. A 2½" pipe from the North East corner of lot 14 running Northeast toward Berndt's barn - a distance of 1000 feet, then a 1½" pipe continuing toward the barn and house - a distance of 500 feet, then a 1" pipe to a 5 acre tract a distance of 400 feet.
4. A 2" pipe from the storage tank heading Southeasterly into two 5 acre tracts - a distance of 1000 feet.

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JUN 21 1967
STATE ENGINEER
SALEM, OREGON

Municipal or Domestic Supply—

10. (a) To supply the city of Berndt's Creek Subdivision
Columbia County, having a present population of 0
(Name of) and an estimated population of 105 in 19 70.

(b) If for domestic use state number of families to be supplied 35

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

- 11. Estimated cost of proposed works, \$ \$10,000.00
- 12. Construction work will begin on or before 7/1/67
- 13. Construction work will be completed on or before 7/1/68
- 14. The water will be completely applied to the proposed use on or before 7/1/70

Berndt's
(Signature of applicant)

Remarks: One house to be served in each
of the 5 - 5² Ac tracts lying N. of lane
in NW 1/4 SW 1/4 sec 25 - Not yet built
Max of 80 head beef cattle
Berndt's

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 Completion

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before June 21st, 19 67

WITNESS my hand this 21st day of April, 19 67.

RECEIVED
JUN 21 1967
STATE ENGINEER
SALEM OREGON

CHRIS L. WHEELER
STATE ENGINEER
By [Signature]
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 0.07 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 domestic use of thirty-five families including the irrigation of not to exceed one-half acre lawn and garden for each and stock, being 0.06 cfs for domestic and 0.01 cfs for stock

If for irrigation, this appropriation shall be limited to _____ of one cubic foot per second or its equivalent for each acre irrigated

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 18, 1967 for 0.06 cfs for domestic
June 21, 1967 for 0.01 cfs for stock

Actual construction work shall begin on or before July 21, 1968 and shall

thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1969

Extended to October 1, 1971 Extended to Oct. 1, 1976 Extended to Oct. 1, 1981 Extended to Oct. 1, 1970 Extended to Oct. 1, 1973 Extended to Oct. 1, 1972

Complete application of the water to the proposed use shall be made on or before October 1, 1970

Extended to October 1, 1991 Extended to Oct. 1, 1986 Extended to Oct. 1, 1984 Extended to Oct. 1, 1977 Extended to Oct. 1, 1973

WITNESS my hand this 21st day of July, 1967

Chris L. Wheeler

STATE ENGINEER

Application No. 43503
Permit No. 32194

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 18th day of April,
1967, at 8:00 o'clock A. M.

Returned to applicant:

Approved:

July 21, 1967

Recorded in book No. _____ of
32194
Permits on page _____

CHRIS L. WHEELER
STATE ENGINEER

Drainage Basin No. _____ page _____

Fees 205.00