

*APPLICATION FOR PERMIT

CERTIFICATE NO. 38428

To appropriate the Public Waters of the State of Oregon

I, Mrs. Marie L. Spultz (Name of applicant)
of Star Route Box 2 Hebo (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 Unnamed Creek (Name of stream)
a tributary of Three Rivers

2. The amount of water which the applicant intends to apply to beneficial use is 0.04
cubic feet per second. 2.5 gallon per minute from total source
(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 not used domestic
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)
0.01 cfs for stock.

4. The point of diversion is located 2156.72ft. North and 303.36ft. East from the
(N. or S.) (E. or W.)
corner of Quarter Sec. corner Common to Section 13 and 24, township 4S,
(Section or subdivision)
Range 10 west, Willamette meridian

(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 SE 1/4 of Sec. 13, Tp. 4 South
(Give smallest legal subdivision) (N. or S.)

R. 10 west, W. M., in the county of Tillamook
(E. or W.)

5. The Plastic and metal to be 1500 feet
(Main ditch, canal or pipe-line) (Miles or feet)
in length, terminating in the NE 1/4 of the SE 1/4 of Sec. 13, Tp. 4 South,
(Smallest legal subdivision) (N. or S.)

R. 10 west, 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 4 ft feet, length on top 8 feet, length at bottom
6 feet; material to be used and character of construction Timber crib
(Loose rock, concrete, masonry,

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

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

(c) If water is to be pumped give general description No pumps
(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, 1500 ft.; size at intake, 2 in in.; size at 1000 ft. from intake 2 in in.; size at place of use 2 in in.; difference in elevation between intake and place of use, 124.2 ft. Is grade uniform? 8% 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
4S	10W	13	NW 1/4 SE 1/4	Down & stock

(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

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, \$.....

12. Construction work will begin on or before

13. Construction work will be completed on or before

14. The water will be completely applied to the proposed use on or before *Complete*

Marie L. Shultz
(Signature of applicant)

Remarks:

*In regards to the forward section of the book on instructions for procedure of filing on water rights issued by Lewis A. Stanley State Engineer dated 1959. I wish to comment that the original part of this home was built in 1897 and the water supply was tapped from this creek and used continuously from that time to the present.
Water for 4-5 head cattle.*

L.D. to be sent in

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 0.01 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 unnamed creek

The use to which this water is to be applied is for the domestic use of one family and 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 July 11, 1969

Actual construction work shall begin on or before April 24, 1971 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1972

Complete application of the water to the proposed use shall be made on or before October 1, 1973

WITNESS my hand this 24th day of April, 1970

Chris L. Wheeler
STATE ENGINEER

Application No. 46215
Permit No. 34530

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 11 day of July, 1969, at 11:37 o'clock A. M.

Returned to applicant:
Approved: _____
April 24, 1970 of
Recorded in book No. 34530
Permits on page _____

CHRIS L. WHEELER
STATE ENGINEER
Drainage Basin No. 1 page 16G
Fees \$2500