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MAY 18 1970

STATE ENGINEER
SALEM, OREGON

ASSIGNED, See Misc. Rec., Vol. 5 Page 267

Permit No. 35148

ASSIGNED Vol 4, Page 2280

*APPLICATION FOR PERMIT

CERTIFICATE NO. 43689

To appropriate the Public Waters of the State of Oregon

Joint Application..... John C. Thomas..... Ivan Lebold.....
(Name of applicant)

of Star Rt. Bx 26, Beaver, Ore. Star Rt. Bx 27, Beaver, Ore. 97108
(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 stream
(Name of stream)
....., a tributary of Nestucca River

2. The amount of water which the applicant intends to apply to beneficial use is 0.01
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 use
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)
including irrigation lawns and gardens not exceeding 1/4 acre per family

4. The point of diversion is located 770 ft. N and 130 ft. W from the 1/4 corner
(N. or S.) (E. or W.)
corner of common to Sec. 28 & 29
(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 S. E. 1/4 of N. E. 1/4 of Sec. 29 Tp. 3S
(Give smallest legal subdivision) (N. or S.)

R. 9 W., W. M., in the county of Tillamook

5. The to be
(Main ditch, canal or pipe line) (Miles or feet)
in length, terminating in the S. W. 1/4 of S. W. 1/4 of Sec. 28 Tp. 3S
(Smallest legal subdivision) (N. or S.)

R. 9 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 6' feet, length on top 16' feet, length at bottom
..... 18' feet; material to be used and character of construction soil and rock
(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
(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, 2300' ft.; size at intake, 2 in.; size at 1100 ft. from intake 1 in.; size at place of use 1 in.; difference in elevation between intake and place of use, 75 ft. Is grade uniform? No Estimated capacity, sec. ft.

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

Table with 5 columns: Township North or South, Range E. or W. of Willamette Meridian, Section, Forty-acre Tract, Number Acres To Be Irrigated. Row 1: 3S, 9W, 28, S.W. 1/4 of S.W. 1/4, Domestic 1 family. Row 2: 3S, 9W, 28, N.W. 1/4 of S.W. 1/4, Domestic 1 family.

(If more space required, attach separate sheet)

(a) Character of soil Silt loam

(b) Kind of crops raised Gardens

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 2

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

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

12. Construction work will begin on or before constructed summer of 1957.....

13. Construction work will be completed on or before completed

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

John C Thomas
Joan Lebold
(Signature of applicant)

Remarks:

Use of water under certificate 12401 has been abandoned.....

See file no. 16722.....

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 stream

The use to which this water is to be applied is domestic use for 2 (two) families.

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 May 18, 1970

Actual construction work shall begin on or before May 26, 1972 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1973.

Complete application of the water to the proposed use shall be made on or before October 1, 1974.

WITNESS my hand this 26th day of May, 1971

Chris L. Wiemler

STATE ENGINEER

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Application No. 46978
Permit No. 35148

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 May, 1970, at 8:00 o'clock P. M.

Returned to applicant:

Approved:

May 26, 1971

Recorded in book No. of

Permits on page 35148

CHRIS L. WIEMLER
STATE ENGINEER

Drainage Basin No. / page 166

Fees \$25.00