

RECEIVED
JUN 17 1970

Permit No. 35237

STATE ENGINEER
SALEM, OREGON

*APPLICATION FOR PERMIT

40984

To Appropriate the Public Waters of the State of Oregon

I, GREGORY KERSHUL and /or PATRICIA L. KERSHUL
(Name of applicant)

of 1230 S. DOWNING ST. SEASIDE, OREGON 97138
(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 un-named stream
(Name of stream)
a tributary of North Fork Nehalem

2. The amount of water which the applicant intends to apply to beneficial use is 0.005
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 for one family
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)
and irrigation not to exceed 1/2 acre of lawn and garden.

4. The point of diversion is located 150 ft. S and 100 ft. E from the
(N. or S.) (E. or W.)
corner of Center of section #28
(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 SE 1/4 of Sec. 28, Tp. 4N
(Give smallest legal subdivision) (N. or S.)

R. 9W, W. M., in the county of Clatsop
(E. or W.)

5. The pipeline to be 660 Ft.
(Main ditch, canal or pipe line) (Miles or feet)
in length, terminating in the NW 1/4 SE 1/4 of Sec. 28, Tp. 4N
(Smallest legal subdivision) (N. or S.)

R. 9W, 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 feet, length on top 10 feet, length at bottom 10 feet; material to be used and character of construction timber & rock
(Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate timber 1 1/2 Inch 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, 660 ft.; size at intake, 1 1/2 inch in.; size at 660 ft. from intake 1 1/2 in.; size at place of use 1 inch in.; difference in elevation between intake and place of use, 40 ft. ft. Is grade uniform? FAIR Estimated capacity, 0.01 sec. ft.

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

Township North or South	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
4N	9W	28	NW 1/4 SE 1/4	Domestic use for one family & irrigation not to exceed 1/2 acre of lawn & garden.

(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 1

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

11. Estimated cost of proposed works, \$..... 300,000

12. Construction work will begin on or before completed

13. Construction work will be completed on or before

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

Gregory Kerskul
(Signature of applicant)
Patricia L. Kerskul

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 completion.....

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before September 10th 1970..

WITNESS my hand this 10th day of July 1970..

RECEIVED
JUL 15 1970
STATE ENGINEER SALEM, OREGON
By Wayne J. Overcash ASSISTANT
CHRIS L. WHEELER STATE ENGINEER

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 0.005 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 one family including the irrigation of lawn and garden not to exceed 1/2 acre in area.

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 June 17, 1970

Actual construction work shall begin on or before July 2, 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 2nd day of July, 1971.

Chris L. Wheeler
STATE ENGINEER

Application No. 47096
Permit No. 35237

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 17th day of June, 1970, at 8:00 o'clock A. M.

Returned to applicant:

Approved:

July 2, 1971

Recorded in book No. of

Permits on page 35237

CHRIS L. WHEELER
STATE ENGINEER

Drainage Basin No. 1 page 12F

Fees \$5.00