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STATE ENGINEER
SALEM OREGON

Permit No. 30[illegible]

*APPLICATION FOR PERMIT

"CERTIFICATE NO. 68212

To Appropriate the Public Waters of the State of Oregon

I, Fred Miller
(Name of applicant)

of 1330 N.E. 109th Ave, Portland,
(Mailing address) (City)

State of Oreg, 97220, do hereby make application for a permit to appropriate the
(Zip Code)

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 Fowland Creek
(Name of stream)
, a tributary of Nestucca River

2. The amount of water which the applicant intends to apply to beneficial use is
cubic feet per second ~~.1250~~ .1250 (10 acres x .0125 cu. ft.)
(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 and domestic
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)
Domestic .02 cu. ft. — .1050 IRRIGATION

4. The point of diversion is located 380 ft. N (N. or S.) and 325 ft. W (E. or W.) from the SE
corner of Sec. 29 - T3S, R9W, W. M. - Tillamook County, Oreg.
(Section or subdivision)
This point is 5' W. of my property line where
Fowland Creek enters my property. (See map)

(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.W. 1/4 - SE 1/4 of Sec. 29, Tp. 3S (N. or S.),
(Give smallest legal subdivision)
R. 9W (E. or W.), W. M., in the county of Tillamook.

5. The pipe (Main ditch, canal or pipe line) to be Approx 300' (Miles or feet)
in length, terminating in the SW 1/4 - SE 1/4 (Smallest legal subdivision) of Sec. 29, Tp. 3S (N. or S.),
R. 9W (E. or W.), W. M., the proposed location being shown throughout on the accompanying map.

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 (Not absolutely determined)
(Size and type of pump)
Sufficient size to adequately irrigate on hilly terrain
(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. Such forms can be secured without charge, together with instructions, by addressing the State Engineer, Salem, Oregon 97310.

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Canal System or Pipe Line— **36732**

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
T 3 S	R 9 W	29	S.W. 1/4 - SE 1/4	~~Appro~~ 10
Domestic T 3 S	R 9 W	29	SW 1/4 - SE 1/4	

(If more space required, attach separate sheet)

(a) Character of soil Valley Bottom

(b) Kind of crops raised pasture and hay - garden

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 .....

Municipal or Domestic Supply—

36732

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, $ 500.00

12. Construction work will begin on or before June 30, 1973

13. Construction work will be completed on or before June 30, 1974

14. The water will be completely applied to the proposed use on or before June 30, 1974

Fred Miller
(Signature of applicant)

Remarks: I would not install pump and pipe till Spring of 1973.

The point of diversion is the down stream side of an abandoned log dam formerly used to divert water thru a headgate into a ditch. The headgate and ditch have been abandoned also. The water maintained a 3 ft. to 4' level all summer in this pool.

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 correction and completion

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before ~~December 29~~ January 22, 19~~72~~ 73

WITNESS my hand this ~~21st~~ 21st day of ~~October~~ November, 19~~72~~ 72

CHRIS L. WHEELER
STATE ENGINEER

By Wayne J. Overcash
ASSISTANT

RECEIVED
NOV 16 1972
STATE ENGINEER
SALEM, OREGON

RECEIVED
JAN 3 1973
STATE ENGINEER
SALEM, OREGON

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 0.12 *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* Fowland Creek

The use to which this water is to be applied is domestic use for 2 families and irrigation being 0.01 cfs for domestic use and 0.11 cfs for irrigation

If for irrigation, this appropriation shall be limited to 1/80 *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 2½ acre feet per acre for each acre irrigated during the irrigation seasnn of each year,

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 September 28, 1972

Actual construction work shall begin on or before May 29, 1974 *and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19*75

*Complete application of the water to the proposed use shall be made on or before October 1, 19*76

WITNESS my hand this 29th *day of* May, *19*73

Chris L. Wheeler
STATE ENGINEER

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Application No. 42772
Permit No. 36732

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 28th *day of* September, *1972, at* 9:00 *o'clock* A *M.*

Returned to applicant:

Approved:

May 29, 1973

Recorded in book No. ..... *of Permits on page* 36732

CHRIS L. WHEELER
STATE ENGINEER

Drainage Basin No. 1 *page* 16H

Fees $30.00

SP-45602-119