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JAN 27 1973

Permit No. 37638

STATE ENGINEER  
SALEM, OREGON

\*APPLICATION FOR PERMIT

CERTIFICATE NO. 53828

### To Appropriate the Public Waters of the State of Oregon

I, MOHLER WATER ASSOCIATION  
P.O. Box 203 (Name of applicant)  
of Nehalem,  
Oregon (Mailing address) (City)  
97131 (Zip Code), 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  
Unincorporated

1. The source of the proposed appropriation is an un-named creek  
(Name of stream)  
Nehalem River, a tributary of

2. The amount of water which the applicant intends to apply to beneficial use is 8/100 ths  
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 water supply for eight homes.  
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 646.60 ft. South and 189.70 ft. East from the 1/4s section  
(N. or S.) (E. or W.)  
corner of between sections 25 & 36  
(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 4 of NE 4 of Sec. 36, Tp. 3 North  
(Give smallest legal subdivision) (N. or S.)

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

5. The pipeline to be + 1900 feet  
(Main ditch, canal or pipe line) (Miles or feet)

in length, terminating in the Government Lot 4 of Sec. 36, Tp. 3 North  
(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 ..... 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  
rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate Wooden catch basin with screen intake.  
(Timber, concrete, etc., number and size of openings)

About 2 x 2 x 2 redwood box with screen. Stainless steel intake into pipeline.

(c) If water is to be pumped give general description Jacuzzi 1 HP, 3450 rpm-60 cycles  
(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. Such forms can be secured without charge, together with instructions, by addressing the State Engineer, Salem, Oregon 97310.

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, + 11900 ..... ft.; size at intake, 2" ..... in.; size at + 1900 ..... ft. from intake ..... 2" ..... in.; size at place of use ..... 1" ..... 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 .....

Table with 5 columns: Township North or South, Range E. or W. of Willamette Meridian, Section, Forty-acre Tract, and Number Acres To Be Irrigated. Includes entries for Government Lot 4 and Government Lot 5.

(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? ..... NO

(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 eight

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

11. Estimated cost of proposed works, \$ 2,450.00

12. Construction work will begin on or before Pump house completed. Further work needed at dam.

13. Construction work will be completed on or before Approximately October, 1973

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

*Teris n Kay, Secretary*  
(Signature of applicant)  
MOHLER WATER ASSOCIATION.

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 March 12 1973  
March 11 74  
August 26 74  
December 16 74

WITNESS my hand this 12th day of January, 1973  
January 74  
June 74  
October 74

RECEIVED  
JAN 17 1973  
STATE ENGINEER  
SALEM OREGON

RECEIVED  
MAR 11 1974  
STATE ENGINEER  
SALEM, OREGON

RECEIVED  
JUL 12 1974  
STATE ENGINEER  
SALEM, OREGON

RECEIVED  
NOV 15 1974  
STATE ENGINEER  
SALEM, OREGON

Chris L. Wheeler  
STATE ENGINEER

*Wayne J. Overcash*  
Wayne J. Overcash  
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 0.03 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 domestic use for eight 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 January 10, 1973

Actual construction work shall begin on or before January 13, 1976 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1976

Complete application of the water to the proposed use shall be made on or before October 1, 1977

WITNESS my hand this 13th day of January, 1975

*[Signature]*

STATE ENGINEER

B

Application No. 44958  
Permit No. 37638

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 13th day of January, 1975, at 8:00 o'clock A. M.

Returned to applicant:

Approved:

January 13, 1975

Recorded in book No. of

Permits on page 37638

CHRIS I. WHEELER  
STATE ENGINEER

Drainage Basin No. page 126

Fees 25.00