

STATE ENGINEER SALEM, OREGON

\*APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Oregon

I, M. Daryl Johnston (Name of applicant) of Route L Box 440-A (Mailing address), Nehalem (City), Oregon 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

1. The source of the proposed appropriation is Unnamed Spring (Name of stream), a tributary of Nehalem River (South Fork)

2. The amount of water which the applicant intends to apply to beneficial use is Domestic use 0.005 cubic feet per second, Dairyfarm 0.010 ccss Stock 0.005 ccss (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 Livestock, Dairyfarm, use Domestic use for one family including irrigation, not to exceed 1/2 acre of lawn or garden.

4. The point of diversion is located 825 ft. N and 1825 ft. E from the corner of Govt. Survey corner of Section 36 (Section or subdivision) W 1/4 corner of sec. 36 T4N R10W W.M.

(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 of S.W. 1/4 of Sec. 36, Tp. 3N R. 10W, W. M., in the county of Tillamook

5. The Pipe (Main ditch, canal or pipe line) to be 1035' (Miles or feet) in length, terminating in the NW 1/4 SW 1/4 of Sec. 36, Tp. 3N R. 10W, W. M., the proposed location being shown throughout on the accompanying map.

DESCRIPTION OF WORKS

Diversion Works—

6. (a) Height of dam 4' feet, length on top 15' feet, length at bottom 15' feet; material to be used and character of construction Loose Rock (Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate Loose Rock (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. 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, <sup>400</sup>210<sup>+</sup> ..... ft.; size at intake, <sup>100</sup>1 1/4" ..... in.; size at ..... 200 ..... ft. from intake ..... 1 1/4" ..... in.; size at place of use ..... 1 1/4" ..... 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 Mohler, Oregon

Township North or South	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
3N	10W	36	SW 1/4 NW 1/4 <del>NW 1/4 NW 1/4</del>	
For dairy farm use, Stock use, Domestic use for one family including irrigation not to exceed 1/2 acre of lawn or garden.				
			SW 1/4 NW 1/4	Stock use
			SW 1/4 NW 1/4	Dairy Farm use

(If more space required, attach separate sheet)

(a) Character of soil Sandy Loam

(b) Kind of crops raised Hay, Silage, and Pasture

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)

The dam and the pipe is already established

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 June 1, 1973

*M. Daryl Johnston*  
(Signature of applicant)

Remarks: I have 100 head of stock

I will be needing the water for watering the cows,  
washing the cows, washing the milking equipment and  
washing the facilities.

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 ~~May 16~~ ~~September 11~~ ~~November 21~~, 19~~73~~ ~~73~~ ~~73~~

WITNESS my hand this ~~16<sup>th</sup>~~ day of ~~March~~ ~~July~~ ~~September~~, 19~~73~~ ~~73~~ ~~73~~

CHRIS L. WHEELER  
STATE ENGINEER

By *Wayne J. Overcash*  
Wayne J. Overcash ASSISTANT

RECEIVED  
MAY 17 1973  
STATE ENGINEER  
SALEM, OREGON

RECEIVED  
SEP 5 1973  
STATE ENGINEER  
SALEM, OREGON

RECEIVED  
SEP 28 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 0.02 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 spring

The use to which this water is to be applied is domestic use for 1 family including the irrigation of lawn and garden not to exceed 1/2 acre in area, stock use and dairy farm being 0.01 c.f.s. for dairy farm, 0.005 c.f.s. for stock and 0.005 c.f.s. for domestic use.

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 17, 1973

Actual construction work shall begin on or before August 13, 1976 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1977.

Complete application of the water to the proposed use shall be made on or before October 1, 1978.

WITNESS my hand this 13th day of August 1975.

*James E. Ryan*  
Water Resources Director

F.H.  
A

Application No. 50110  
Permit No. 37951

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 2nd day of March, 1973, at 11:15 o'clock A. M.

Returned to applicant:

Approved:

AUG 13 1975

Recorded in book No. of

37951

permits on page

STATE ENGINEER

Drainage Basin No. 1 page 12.H

Fees