

*APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, Dennis R. Nusbaum
(Name of applicant)
of P. O. Box 710, Philomath
(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 no

1. The source of the proposed appropriation is Rock Creek, a tributary of South Fork of
(Name of stream)
, a tributary of Marys River

2. The amount of water which the applicant intends to apply to beneficial use is 0.0125
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 irrigation
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 1960 ft. S and 940 ft. W from the NE
(N. or S.) (E. or W.)
corner of Section 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 SE 1/4 NE 1/4 of Sec. 29, Tp. 12S
(Give smallest legal subdivision) (N. or S.)

R. 6W, W. M., in the county of Benton
(E. or W.)

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

R. , 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, 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 1 HP single phase electric with
(Size and type of pump)
Matching centrifugal 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.

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

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

- 11. Estimated cost of proposed works, \$..... 150.....
- 12. Construction work will begin on or before complete.....
- 13. Construction work will be completed on or before complete.....
- 14. The water will be completely applied to the proposed use on or before SUMMER 1973.....

J Dennis R. Nustbaum
(Signature of applicant)

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 December 11 , 19 73.....

WITNESS my hand this 11th day of October , 19 73.....

CHRIS L. WHEELER
STATE ENGINEER

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

RECEIVED
JAN 18 1974
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 exceed0.013..... 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 Rock Creek

The use to which this water is to be applied is for irrigation

If for irrigation, this appropriation shall be limited to 1/80th 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 2 1/2 acre feet per acre for each acre irrigated during the irrigation season 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 January 18, 1974

Actual construction work shall begin on or before October 9, 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 9th day of October, 1975.

James E. ...
Water Resources Director F.H. C.

Application No. 50615
Permit No. 38219

PERMIT
TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE
OF OREGON

This instrument was first received in the
Water Resources Director
office of the State Engineer at Salem, Oregon,

on the 7th day of June,
1973, at 8:00 o'clock A. M.

Returned to applicant:

Approved:

Recorded in book No. of
Permits on page 38219

STATE ENGINEER

Drainage Basin No. 2 page 22 J
Fees 2.00