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Permit No. 41438

AUG 22 1975

WATER RESOURCES DEPT. APPLICATION FOR PERMIT SALEM, OREGON

To Appropriate the Public Waters of the State of Oregon

I, Tillamook Water Commission, City Hall, Tillamook, Oregon 97141, 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 N/A

1. The source of the proposed appropriation is Simmons Creek, a tributary of Tillamook River

2. The amount of water which the applicant intends to apply to beneficial use is 2.0 cubic feet per second

3. The use to which the water is to be applied is Quasi-Municipal

4. The point of diversion is located 2288 ft. S and 3344 ft. E from the NW corner of Section 27

being within the SW 1/4 of NE 1/4 of Sec. 27, Tp. 2S, R. 9W, W. M., in the county of Tillamook

5. The Pipe Line to be 2.0 miles in length, terminating in the NW 1/4 of NW 1/4 of Sec. 22, Tp. 2S, R. 9W, W. M., the proposed location being shown throughout on the accompanying map.

DESCRIPTION OF WORKS

Diversion Works—

6. (a) Height of dam 3 feet, length on top 20 feet, length at bottom 15 feet; material to be used and character of construction timber crib w/concrete sidewall and foundation

(b) Description of headgate Timber crib w/concrete foundation and sidewalls

(c) If water is to be pumped give general description N/A

\* 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—

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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, 10,560 ft.; size at intake, 10 in.; size at ..... ft. from intake ..... in.; size at place of use 10 in.; difference in elevation between intake and place of use, 60 ft. Is grade uniform? No Estimated capacity, 2.23 sec. ft.

8. Location of area to be irrigated, or place of use ALSO SEE ATTACHED SHEETS

Township North or South	Range E. or W. of Willamette Meridian	Section	PART OF SECTION Forty-acre Tract	USER Number Acres To Be Irrigated
T. 1 S.	R. 10 W.	13	S 1/2 ✓	Wilson River W. D.
T. 1 S.	R. 10 W.	14	S 1/2 ✓	Wilson River W. D.
T. 1 S.	R. 10 W.	22	NE 1/4 ✓	Wilson River W.D.
T. 1 S.	R. 10 W.	23	All except SW 1/4 ✓	Wilson River W.D.
T. 1 S.	R. 10 W.	24	All ✓	Wilson River W.D.
T. 1 S.	R. 10 W.	25	All ✓	City of Tillamook
T. 1 S.	R. 10 W.	26	All except NW 1/4 ✓	West Hills W.D.
T. 1 S.	R. 10 W.	34	S 1/2 ✓	West Hills W. D.
T. 1 S.	R. 10 W.	35	All ✓	West Hills W. D.
T. 1 S.	R. 10 W.	36	All ✓	Rodgers Water Assoc.
T. 1 S.	R. 9 W.	16	SW 1/4 ✓	Wilson River W. D.
T. 1 S.	R. 9 W.	17	SE 1/4 ✓	Wilson River W. D.

(If more space required, attach separate sheet)

PLEASE SEE ATTACHED SHEETS

(a) Character of soil ..... N/A

(b) Kind of crops raised ..... N/A

Power or Mining Purposes—

9. (a) Total amount of power to be developed ..... N/A theoretical horsepower.

(b) Quantity of water to be used for power ..... N/A sec. ft.

(c) Total fall to be utilized ..... N/A feet.  
(Head)

(d) The nature of the works by means of which the power is to be developed ..... N/A

(e) Such works to be located in ..... N/A 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? ..... N/A  
(Yes or No)

(g) If so, name stream and locate point of return ..... N/A

....., Sec. ...., Tp. ...., R. ...., W. M. ....  
(No. N. or S.) (No. E. or W.)

(h) The use to which power is to be applied is ..... N/A

(i) The nature of the mines to be served ..... N/A

TOWNSHIP	RANGE	SECTION	PART OF SECTION	USER
T. 1 S.	R. 9 W.	18	SW 1/4 ✓	Wilson River W. D.
T. 1 S.	R. 9 W.	19	A11 ✓	Wilson River W. D.
T. 1 S.	R. 9 W.	20	A11 ✓	Fairview W. D.
T. 1 S.	R. 9 W.	21	A11 ✓	Fairview W. D.
T. 1 S.	R. 9 W.	22	S 1/2 ✓	Fairview W. D.
T. 1 S.	R. 9 W.	23	S 1/2 ✓	Fairview W. D.
T. 1 S.	R. 9 W.	26	A11 ✓	Fairview W. D.
T. 1 S.	R. 9 W.	27	A11 ✓	Fairview W. D.
T. 1 S.	R. 9 W.	28	A11 ✓	Fairview W. D.
T. 1 S.	R. 9 W.	29	A11 ✓	Fairview W. D.
T. 1 S.	R. 9 W.	30	A11 ✓	City of Tillamook
T. 1 S.	R. 9 W.	31	A11 ✓	City of Tillamook
T. 1 S.	R. 9 W.	32	A11 ✓	City of Tillamook
T. 1 S.	R. 9 W.	33	A11 ✓	City of Tillamook
T. 1 S.	R. 9 W.	34	W 1/2 ✓	Fairview W. D.
T. 2 S.	R. 9 W.	2	NW 1/4 ✓	Long Prairie W. D.
T. 2 S.	R. 9 W.	3	A11 ✓	Long Prairie W. D.
T. 2 S.	R. 9 W.	4	A11 ✓	Long Prairie W. D.
T. 2 S.	R. 9 W.	5	A11 ✓	Long Prairie W. D.
T. 2 S.	R. 9 W.	6	A11 ✓	City of Tillamook
T. 2 S.	R. 9 W.	7	A11 except SW 1/4 ✓	South Prairie W. D.
T. 2 S.	R. 9 W.	8	A11 ✓	Port of Tillamook Bay

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 SALEM, OREGON

TOWNSHIP	RANGE	SECTION	PART OF SECTION	USER
T. 2 S.	R. 9 W.	9	All ✓	Port of Tillamook Bay
T. 2 S.	R. 9 W.	10	W 1/2 NE 1/4	Long Prairie W. D.
T. 2 S.	R. 9 W.	15	NW 1/4	Long Prairie W. D.
T. 2 S.	R. 9 W.	16	All ✓	Pleasant Valley W. D.
T. 2 S.	R. 9 W.	17	N 1/2 ✓	South Prairie W. D.
T. 2 S.	R. 9 W.	18	All except NW 1/4 ✓	South Prairie W. D.
T. 2 S.	R. 9 W.	19	Part of NW 1/4 ✓	South Prairie W. D.
T. 2 S.	R. 9 W.	20	E 1/2 ✓	Pleasant Valley W. D.
T. 2 S.	R. 9 W.	21	All except SE 1/4	Pleasant Valley W. D.
T. 2 S.	R. 9 W.	22	W 1/2 ✓	Pleasant Valley W. D.
T. 2 S.	R. 9 W.	28	W 1/2 ✓	Pleasant Valley W. D.
T. 2 S.	R. 9 W.	29	E 1/2 ✓	Pleasant Valley W. D.
T. 2 S.	R. 9 W.	32	NE 1/4 ✓	Pleasant Valley W. D.
T. 2 S.	R. 9 W.	33	NW 1/4 ✓	Pleasant Valley W. D.
T. 2 S.	R. 10 W.	1	All except SW 1/4	
T. 2 S.	R. 10 W.	12	Part of NE 1/4	
T. 2 S.	R. 10 W.	13	Part of SE 1/4	South Prairie W. D.
T. 2 S.	R. 10 W.	24	Part of NE 1/4	South Prairie W. D.
T. 2 S.	R. 10 W.	2	Part of NE 1/4	

10. (a) To supply the city of Tillamook and surrounding area,

Tillamook County, having a present population of 5,269 (area wide)  
(Name of)

and an estimated population of 7,450 in 1975

(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, \$ 335,000

12. Construction work will begin on or before 1980

13. Construction work will be completed on or before 1981

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

See Below

[Signature]  
(Signature of applicant)

Remarks: The intent of this application is to reserve for future quasi-  
municipal use all water in Simmons Creek except those waters with prior appropriated  
rights.

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WATER RESOURCES DEPT  
Salem, Oregon

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 April 11, 1977  
May 10 77  
June 6, 1977

WITNESS my hand this 16th day of February, 1977.  
10th March 77  
6th day of April 1977

JAMES E. SEKSON Director ~~STATE ENGINEER~~

By [Signature]  
Vestal R. Garner ~~ASSISTANT~~

PERMIT

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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 2.0 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 Simmons Creek

The use to which this water is to be applied is municipal purposes

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 August 22, 1975

Actual construction work shall begin on or before April 27, 1978 and shall

Extended to Oct. 1 1980

thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1978

Extended to Oct. 1 1980

Complete application of the water to the proposed use shall be made on or before October 1, 1979

Extended to Oct. 1 1980

WITNESS my hand this 27th day of April 1977

*James E. Peterson*  
WATER RESOURCES DIRECTOR

Ext. BCOD

Application No. 53575

Permit No. 41438

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 28 day of August, 1975, at 8 o'clock A.M.

Returned to applicant:

Approved:

Recorded in book No. \_\_\_\_\_ of 41438 Permits on page \_\_\_\_\_

STATE ENGINEER

Drainage Basin No. 1 page 18B

Fees 37.00