

Application No. 56445

Permit No. 41977

STATE OF OREGON WATER RESOURCES DEPARTMENT
Application for Permit to Appropriate Surface Water

I, CLIVA R. KILLION and GENIE KILLION (spouse)
(Name of Applicant)
of Rt. 1 Box 323 (Lot 914 2nd St) Nehalem
(Mailing Address) (City)
State of Oregon 97131 Phone No. 368 6697
(Zip Code) do hereby
make application for a permit to appropriate the following described waters of the State of Oregon:

1. The source of the proposed appropriation is unnamed creek and spring
a tributary of No. fork Nehalem River

2. The point of diversion is to be located Spring: 100 ft. north and 1000 ft. West
(N. or S.) (E. or W.)
~~(well on creek)~~
from the S.E. corner of Section 13
(Public Land Survey Corner)
Creek: - 130 ft. No. 1000 ft. West from S.E. corner Sect. 13
~~(Spring)~~
(If there is more than one point of diversion, each must be described)

being within the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of
Sec. 13 Tp. 3N R. 10W, W. M., in the county of Tillamook
(N. or S.) (E. or W.)

3. Location of area to be irrigated, or place of use if other than irrigation.

Township	Range	Section	List $\frac{1}{4}$ $\frac{1}{4}$ of Section	List use and/or number of acres to be irrigated
3N	10W	13	SE SE	domestic (house & 1 ac garden)

4. The amount of water which the applicant intends to apply to beneficial use is 0.015
cubic feet per second... being 0.01 cfs from Creek for Irrig.
0.005 cfs from Spring for Dom.
(If water is to be used from more than one source, give quantity from each)

5. The use to which the water is to be applied is well applied to house use
Creek
Spring applied to garden use

6. DESCRIPTION OF WORKS

Include dimensions and type of construction of diversion dam and headgate, length and dimensions of supply ditch or pipeline, size and type of pump and motor, type of irrigation system to adequately describe the proposed distribution system.

Spring
~~WELL~~ 11 ft. deep, cement ring 38 X 32, jet pump @ captive air pressure tank, 3/4 in. poly-pipe 100 lb. psi, 825 ft. to house. Low water 5.3 ft. (Aug). High water 9.3 ft. (no overflow)

Creek
~~WELL~~ SPRING: Cement ring 38 X 32, 5 ft deep, 3/4 in poly-pipe 100 psi Gravity flow to house

If for domestic use state number of families to be supplied one

- 7. Construction work will begin on or before has been completed (see remarks)
- 8. Construction work will be completed on or before
- 9. The water will be completely applied to the proposed use on or before in present use

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Remarks:.....Acerage and home bought in 1974 and 1975 from Robert Starr including spring and well. Property used for rental till Jan. 1977. Had no knowledge of necessity for "water rights". Am making application for already existing system. Robert Starr had not made application for "water rights." System has already been inspected by local watermaster, Clayton Gardner of Hillsboro.

Chin R. Peterson
Signature of Applicant
Genee Lellou

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for.....

In order to retain its priority, this application must be returned to the Water Resources Director with corrections on or before, 19.....

WITNESS my hand this day of....., 19.....

..... Water Resources Director

By

RECEIVED

AUG 18 1977

**WATER RESOURCES DEPT.
SALEM, OREGON**

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

18th day of *August*, 19 *77*, at *1:15* o'clock *P*.M.

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Permit to appropriate the Public Waters of the State of Oregon

This is to certify that I have examined the foregoing application and do hereby grant the same SUBJECT TO EXISTING RIGHTS INCLUDING THE EXISTING FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD 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 0.015 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 a spring and unnamed creek.

The use to which this water is to be applied is domestic use for one family and irrigation; being 0.005 c.f.s. for domestic use from spring, and 0.01 c.f.s. for irrigation from creek

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 August 18, 1977

Actual construction work shall begin on or before November 4, 1978 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1979

Complete application of the water to the proposed use shall be made on or before October 1, 1980

WITNESS my hand this 4th day of November, 1977

James B. Saxon
Water Resources Director