

"CERTIFICATE NO. 61719"

Application No. 58198

Permit No. 43950

**RECEIVED**  
DEC 22 1978  
WATER RESOURCES DEPT  
SALEM, OREGON

**STATE OF OREGON WATER RESOURCES DEPARTMENT**

**Application for Permit to Appropriate Surface Water**

I, Francis J. and Florence L. Whitten  
(Name of Applicant)

of 477 Shutters Creek, North Bend  
(Mailing Address) (City)

State of Oregon, 97459 Phone No. 756-7980 do hereby  
(Zip Code)

make application for a permit to appropriate the following described waters of the State of Oregon:

1. The source of the proposed appropriation is an unnamed stream,  
a tributary of Shutters Creek

2. The point of diversion is to be located 25 ft. S. and 1048 ft. E.  
(N. or S.) (E. or W.)  
from the corner of  
(Public Land Survey Corner)

(If there is more than one point of diversion, each must be described)

being within the NW  $\frac{1}{4}$  of the NE  $\frac{1}{4}$  of  
Sec. 32 Tp. 23 S R. 12 W, W. M., in the county of COOS  
(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
23 S	12 W	32	NW 1/4 of NE 1/4	Domestic
23 S	12 W	32	NW 1/4 of NE 1/4	Domestic, $\frac{1}{2}$ acre lawn and garden
23 S	12 W	32	NW 1/4 of NE 1/4	Stock

4. The amount of water which the applicant intends to apply to beneficial use is .....0.25.....  
cubic feet per second consisting of domestic use of .02 cubic feet per second  
(If water is to be used from more than one source, give quantity from each)  
and stock use of .005 cubic feet per second

5. The use to which the water is to be applied is ..domestic use for two houses located  
on the applicants' property, including yard, domestic garden less  
than one-half acre, green house and chicken house, and stock use for  
a maximum of five lambs, 75 poultry and 20 rabbits.

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.

Diversion dam consists of an earth dam 24 inches high with a catch  
basin. The system of supply to the various uses consists of a 350'  
1" pvc pipe running to two <sup>2 1/2</sup> 1250 gallon tanks with three diversions  
from said tanks consisting of one 300' 1" pvc pipe to the southernly most  
house on the applicants' property, one 50' 1" pvc pipe to the northerly  
most house on the applicants' property and one 350' 1" pvc pipe suppling  
water to the green house, garden and chicken house on the applicants'  
property. The diversionary system uses gravity flow from the point of  
diversion to the two 1250 gallon tanks with a 1/2 h.p. Barnes pump  
used to pump water to the northerly most house on the applicants' property  
<sup>plus domestic fowl - garden and green house etc gw</sup>  
Remaining uses on diversionary system are supplied by gravity flow. Appli-  
cant also has stand by pump which is a signature, 1/2 h.p., in the  
event Barnes pump should fail.

If for domestic use state number of families to be supplied .....two.....

- 7. Construction work will begin on or before ..construction already completed.....
- 8. Construction work will be completed on or before ..construction already completed.....
- 9. The water will be completely applied to the proposed use on or before.....water already being  
appropriated and applied.

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DECISION

Remarks: See attached Appendix "A" which sets forth an accurate description of the Applicants' appropriation, and which is by this reference incorporated herein.

*Francis J. Whitten*  
Signature of Applicant  
*Francis J. Whitten*

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 .....

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

*22nd* day of *December*, 19 *78*, at *1:00* o'clock

*A* M.

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PC

### 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 an unnamed stream.

The use to which this water is to be applied is domestic use for two families including the irrigation of lawn and garden not to exceed 1/2 acre in area and stock use being 0.01 cfs for domestic and 0.005 for stock 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 December 22, 1978.

Actual construction work shall begin on or before March 20, 1980 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1980.

Complete application of the water to the proposed use shall be made on or before October 1, 1981.

WITNESS my hand this 20th day of March, 1979.

  
DEPUTY Water Resources Director