

"CERTIFICATE NO. 61139"

Application No. 55309

Permit No. 44089

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

I, HERMON NUSBAUM

(Name of Applicant)

of ROUTE 1, MONROE

(Mailing Address)

(City)

State of OREGON, 97456 Phone No. 424-3344 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 REESE CREEK AND NUSBAUM

FARMS RESERVOIR, a tributary of MARYS RIVER

2. The point of diversion is to be located 730 ft. SOUTH and 450 ft. WEST

(N. or S.)

(E. or W.)

from the NE corner of SECTION 11

(Public Land Survey Corner)

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

being within the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of

Sec. 11 Tp. 14 SOUTH R. 6 WEST, W. M., in the county of BENTON

(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
14S	6W	11	NE ₁ NE	6.0
14S	6W	11	SE ₁ NE	2.4
14S	6W	12	NW ₁ NW	1.8 2.8
			NE ₁ NW	4.6 10.0
			SW ₁ NW	29.0
			SE ₁ NW	26.9 31.0
			NW ₁ NE	18.0
			SW ₁ NE	37.5
			SE ₁ NE	4.9
			NE ₁ SW	10.4
			SE ₁ SW	0.8
			NW ₁ SE	7.7
			NE ₁ SE	0.7
			SW ₁ SE	0.8
				151.5 162.0

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WATER RESOURCES DEPT.

4. The amount of water which the applicant intends to apply to beneficial use is FOUR

cubic feet per second.....

(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 IRRIGATION {SEE REMARKS}

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.

see claim under Marys River Adjudication

If for domestic use state number of families to be supplied

7. Construction work will begin on or before 2/22/77

8. Construction work will be completed on or before 2/22/78

9. The water will be completely applied to the proposed use on or before 2/22/79

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Remarks: THIS FILING SUPPLEMENTAL TO MY CLAIM FOR VESTED RIGHT TO
THE EXTENT THAT IT IS EVENTUALLY CONFIRMED.

Herman Ausbaum
Signature of Applicant

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 February, 19 77, at 2:10 o'clock
P.M.

Application No. 55309

Permit No. 44689

PC ✓

Application No. 55309

Permit No. 44089

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 2.03 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 Reese Creek and Nusbaum Reservoir to be constructed under application No. R-55308, permit No. R-7817.

The use to which this water is to be applied is irrigation and supplemental 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, provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein,

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 February 22, 1977

Actual construction work shall begin on or before May 30, 1980 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1981

Complete application of the water to the proposed use shall be made on or before October 1, 1982

WITNESS my hand this 30th day of May, 1979

James C. Severn
Water Resources Director