

* Permit No. 4836CERTIFICATE NO. 3956APPLICATION FOR A PERMIT ASSIGNED, Sec. Misc. Rec. Vol. 2, Page 386-7

To Appropriate the Public Waters of the State of Oregon

I, Nels Nelson
 (Name of Applicant)
 of Garibaldi, County of Tillamook
 (Postoffice)
 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

1. The source of the proposed appropriation is Cannery Creek
 (Name of stream)

tributary of Tillamook Bay

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

0.3 cubic feet per second.

3. The use to which the water is to be applied is

(Irrigation, power, mining, manufacturing,

Domestic

domestic supplies, etc.)

4. The point of diversion is located at an alder tree marked DAM, on the left bank of said creek and being 29.34 chains south and 15.64 chains east of the NW corner of section 21 Tp 1 N R 10 W.W.M. Ore.
 (Give distance and bearing to section corner)

being within the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Sec. 21, Tp. 1 N
 (Give smallest legal subdivision) (No. N. or S.)

R. 10 W, W. M., in the county of Tillamook
 (No. E. or W.)

5. The main pipe line to be 13.00 chains

(Main ditch, canal, or pipe line)

miles in length, terminating in the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 21, Tp. 1 N
 (Smallest legal subdivision) (No. N. or S.)

R. 10 W, W. M., the proposed location being shown throughout on the accompanying map.
 (No. E. or W.)

6. The name of the ditch, canal or other works is

The Nels Nelson Water Right

DESCRIPTION OF WORKS

DIVERSION WORKS—

7. (a) Height of dam 4 feet, length on top 30.00 feet, length at bottom

20.00 feet; material to be used and character of construction

(Loose rock, concrete,

Concrete with wasteway over the dam
 masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate is the standard gate used in three inch pipe

(Timber, concrete, etc., number and size of openings)

* A different form of application is provided where storage works are contemplated. These forms can be secured without charge, together with instructions, by addressing the State Engineer, Salem, Oregon.

CANAL SYSTEM—

8. (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.

FILL IN THE FOLLOWING INFORMATION WHERE THE WATER IS USED FOR:

IRRIGATION—

9. The land to be irrigated has a total area of acres, located in each smallest legal subdivision, as follows:

(Give area of land in each smallest legal subdivision which you intend to irrigate.)

(If more space required, attach separate sheet)

POWER, MINING, MANUFACTURING, OR TRANSPORTATION PURPOSES—

10. (a) Total amount of power to be developed theoretical horsepower.

(b) Total fall to be utilized feet.

(Head)

(c) The nature of the works by means of which the power is to be developed

(d) Such works to be located in of Sec.

(Legal subdivision)

Tp., R., W. M.

(No. N. or S.)

(No. E. or W.)

(e) Is water to be returned to any stream?

(Yes or No)

(f) If so, name stream and locate point of return

....., Sec., Tp., R., W. M.

(No. N. or S.)

(No. E. or W.)

(g) The use to which power is to be applied is

(h) The nature of the mines to be served

MUNICIPAL SUPPLY—

11. To supply the city of _____
 _____ County, having a present population of _____, and an
 (Name of)
 estimated population of _____ in 19_____.

(Answer questions 12, 13, 14 and 15 in all cases)

12. Estimated cost of proposed works, \$ 400.00 _____

13. Construction work will begin on or before _____ Nov. 1st, 1921

14. Construction work will be completed on or before _____ Nov. 1st, 1922

15. The water will be completely applied to the proposed use on or before _____
 Nov. 1st, 1923

Duplicate maps of the proposed ditch or other works, prepared in accordance with the rules of the
 State Water Board, accompany this application.

Nels Nelson

(Name of applicant)

Signed in the presence of us as witnesses:

(1) Alex P Vlahos _____, _____
 (Name) (Address of Witness)

(2) Fred Travis _____, _____
 (Name) (Address of Witness)

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 correction or completion, as follows:

In order to retain its priority, this application must be returned to the State Engineer, with correc-
 tions, on or before _____, 19_____.

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

State Engineer.

Application No. 7566

Permit No. 4836

PERMIT
TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE
OF OREGON

District No. _____

*This instrument was first received
in the office of the State Engineer at*

*Salem, Oregon, on the 4 day
of October, 1920,
at 8:30 o'clock A.M.*

Returned to applicant for correction

Corrected application received

Approved:

Nov. 12, 1920

*Recorded in Book No. 17 of
Permits, on Page 4836.*

Percy A Cupper

1 map RS \$8.00 State Engineer.

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 the following limitations and conditions: If for irrigation, this appropriation shall be limited to

one-eightieth 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 right herein granted is limited to the appropriation of water from Cannery

Creek for domestic purposes.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 0.1 cubic feet per second, or its equivalent in case of

rotation. The priority date of this permit is October 4, 1920.

Actual construction work shall begin on or before November 12, 1921 and shall thereafter be prosecuted with reasonable diligence and be completed on or before

June 1, 1922

Complete application of the water to the proposed use shall be made on or before

October 1, 1923

WITNESS my hand this 12th day of November, 1920

Percy A Cupper

State Engineer.

Permits for power development are subject to the limitation of franchise as provided in Section 6633, Lord's Oregon Laws, and the payment of annual fees as provided in Chapter 213, Session Laws of 1915.

This form approved by the State Water Board, March 11, 1909.