

* Permit No. 5559

CERTIFICATE NO. 6352

APPLICATION FOR A PERMIT

To Appropriate the Public Waters of the State of Oregon

I, Frank Silver
(Name of Applicant)
of Yachats, County of Lincoln
(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 Unnamed Spring
(Name of stream)

tributary of Yachats River

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

3. The use to which the water is to be applied is Domestic
(Irrigation, power, mining, manufacturing,
domestic supplies, etc.)

4. The point of diversion is located N. 31'30" E. 1851 ft. north of corners to
(Give distance and bearing to section corner)
Sec. 34. 35. 2627 - T. 14 S. E. 12, W. W. M. in NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sec. 26 at an
unknown spring

being within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ 500 ft. from of Sec. 26, Tp. 14 S.
(Give smallest legal subdivision) (No. N. or S.)

R. 12 W., W. M., in the county of Lincoln
(No. E. or W.)

5. The pipe line to be - miles
(Main ditch, canal or pipe line)
in length, terminating in the NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sec. 26, Tp. 14 S.
(Smallest legal subdivision) (No. N. or S.)

R. 12 N. 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

DESCRIPTION OF WORKS

DIVERSION WORKS—

7. (a) Height of dam three feet, length on top eight feet, length at bottom
eight feet; material to be used and character of construction concrete
(Loose rock, concrete,
masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate
(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)

Tr......, *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 _____

(Name of) _____ County, having a present population of _____,
and an estimated population of _____ in 19____.

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

- 12. Estimated cost of proposed works, \$ 150.00
- 13. Construction work will begin on or before first of Sept. 1922
- 14. Construction work will be completed on or before first of Nov. 1922
- 15. The water will be completely applied to the proposed use on or before Dec. 30

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

Frank Silver
(Name of applicant)
Eda. Hodes

Signed in the presence of us as witnesses:

- (1) E. E. Smith, Yachats, Oregon
(Name) (Address of Witness)
- (2) C. Candell, Alsea, Oregon
(Name) (Address of Witness)

Remarks: I want to use water for Hotel and Cottages which will take all
the spring produces

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:

Completion, signatures

In order to retain its priority, this application must be returned to the State Engineer, with corrections, on or before August 27, 1922

WITNESS my hand this 28 day of July, 1922

Percy A. Cupper,
L. A. State Engineer.

Application No. 8531

Permit No. 5559

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 26 day

of July, 1922,

at 8:30 o'clock A. M.

Returned to applicant for correction

July 28, 1922

Corrected application received

August 4, 1922

Approved:

August 18, 1922

Recorded in Book No. 19 of

Permits, on Page 5559

Percy A. Cupper

State Engineer.

1 map RS

\$8.00

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 an
unnamed spring 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 0.5 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is July 26, 1922.

Actual construction work shall begin on or before August 18, 1923 and shall thereafter be prosecuted with reasonable diligence and be completed on or before June 1, 1924.

*Complete application of the water to the proposed use shall be made on or before
October 1, 1925.*

WITNESS my hand this 18th day of August, 1922

Percy A. Cupper

State Engineer.

Permits for power development are subject to the limitation of franchise as provided in Section 5728, Oregon Laws, and the payment of annual fees as provided in Section 5803, Oregon Laws.

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