

* Permit No. 5785

CERTIFIED TRUE AND CORRECT 5005

APPLICATION FOR A PERMIT

To Appropriate the Public Waters of the State of Oregon

I, W. H. Derby
 (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

Applicant is an individual.

1. The source of the proposed appropriation is "School Creek"

(Name of stream)

tributary of Tillamook Bay

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

one cubic feet per second.

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

Domestic supplies

(Irrigation, power, mining, manufacturing,

domestic supplies, etc.)

4. The point of diversion is located

800 ft. W. and 940 ft. S of Sec. cor.

common to 15, 16, 21 and 22, Sp. 1 N R 10 (Give distance and bearing to section corner)
W of W.M. in Tillamook County, Oregon.

being within the NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Sec. 21, Tp. 1 N
 (Give smallest legal subdivision) (No. N. or S.)
 R. 10 W, W. M., in the county of Tillamook, State of Oregon.
 (No. E. or W.)

5. The main pipe line to be 200 ft. long miles
 (Main ditch, canal or pipe line)

in length, terminating in the NE $\frac{1}{4}$ of NE $\frac{1}{4}$ 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

Derby Pipe Line

DESCRIPTION OF WORKS

DIVERSION WORKS—

7. (a) Height of dam 2 feet, length on top 8 feet, length at bottom

6 feet; material to be used and character of construction

Plank. Over top for wasteway. Trough to run from dam to tank (Loose rock, concrete,
 masonry, rock and brush, timber crib, etc., wasteway over or around dam)
holding 200 gallons, tank to be 6 ft. below dam.

(b) Description of headgate None.

(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.

5785(a)

One inch galvanized pipe to be used for entire pipe line from tank.
CANAL SYSTEM— Pipe line to be 200 feet long from tank.

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 10 feet feet fall per one hundred 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.

All there is to the works is a one-inch pipe leading from the tank a distance of 200 feet. From there it will be taken on the property of applicant. The pipe line will be along a public street. "1" on plat is initial point of pipe line and "2" on plat is terminus.

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 _____
 (Name of)
 and an estimated population of _____ in 19____.

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

12. Estimated cost of proposed works, \$ 75.00

13. Construction work will begin on or before _____ At once.

14. Construction work will be completed on or before _____ Three months.

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

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

W. H. Derby.

(Name of applicant)

Signed in the presence of us as witnesses:

(1)	T. H. Goyne.	Tillamook, Oregon.
	(Name)	(Address of Witness)
(2)	Myrtle O. Mills	Tillamook, Oregon.
	(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 corrections, on or before _____

WITNESS my hand this _____ day of _____

State Engineer.

Application No. 8786

Permit No. 5785

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 15 day

of January, 1923

at 8:30 o'clock A.M.

Returned to applicant for correction

Corrected application received

Approved:

March 14, 1923.

*Recorded in Book No. 20 of
Permits, on Page 5785*

Percy A. Cupper

2 maps ER

State Engineer.

\$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 School
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 January 15th, 1923.*

*Actual construction work shall begin on or before March 14, 1924. and shall
thereafter be prosecuted with reasonable diligence and be completed on or before
June 1, 1925.*

*Complete application of the water to the proposed use shall be made on or before
October 1, 1926.*

WITNESS my hand this 14th day of March, 1923.

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.