

Application No. 72

Permit No. 20

PERMITTo appropriate the public waters of the
State of Oregon

Division No. _____ District No. _____

*This instrument was first received in the
office of the State Engineer at Salem, Oregon,**on the 10th day of May**1909 at 8:00 o'clock A.M.**Returned to applicant for correction**Corrected application received**Approved**June 2, 1909**Recorded in Book No. 1 of Permits on**Page 20**John H. Lewis**\$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:.....**.....**The amount of water appropriated shall be limited to the amount which can be applied to beneficial
use and not to exceed 0.54 cubic feet per second.**Actual construction work shall begin on or before June 2, 1910
and shall thereafter be prosecuted with reasonable diligence and be completed on or before.....**June 2, 1911**Complete application of the water to the proposed use shall be made on or before.....**June 2, 1914**WITNESS my hand this 2nd day of June, 1909.**John H. Lewis.**State Engineer.*

Municipal Supply—

11. To supply the city of Newport, Lincoln Co., Oregon and 6,000 population in summer.
Lincoln County, having a present population of 1100 now in winter and an estimated
 (Name of) population of 10,000 in 1915.

12. Estimated cost of proposed works, \$ 25,000.00

13. Construction work will begin on or before October 1st, 1907

14. Construction work will be completed on or before June 1st, 1910

15. The water will be completely applied to the proposed use on or before

June 1st, 1910 or sooner if no un-
foreseen obstacle presents.

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

The City of Newport, Lincoln Co. Oregon

(Name of Applicant)

By (R A Beresell, Mayor

(A H Hampton, Recorder

Signed in the presence of us as witnesses:

(1) J. S. Buxton

(Name)

Newport, Lincoln Co., Ore.

(Address of Witness)

(2) R. C. Greenwood

(Name)

Newport,

(Address of Witness)

Remarks: The application is made to secure a municipal water supply for the
City of Newport, Oregon, which is badly needed. It will be wholly owned and
controlled by the municipality for public benefit.

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 , 19 .

WITNESS my hand this day of , 19 .

State Engineer.

CERTIFICATE NO. 1012*Permit No. 20APPLICATION FOR A PERMIT TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE OF OREGON

I, The City of Newport, Oregon, an incorporated City, under the laws of the
State of Oregon. (Name of Applicant)
Lincoln
 of _____, County of _____
 (Postoffice)
Oregon

State of _____, 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. Incorporated by a
 special act of the legislature, filed with the Secretary of State, Feby. 6, 1905.

1. The source of the proposed appropriation is "Blattner's Creek", being the North
 (Name of stream)
Branch of Big Creek.

2. The amount of water which the applicant intends to apply to beneficial use is 0.53192
based on a flow Oct. 29, '08 of 21.8 miners' inches
per sec. cubic feet per second. which equals by Troutwine's formulae 0.53192 cu. ft
Page 546

3. The use to which the water is to be applied is Domestic (as Municipal water supply.)
 (Irrigation, power, mining, manufacturing,
for the CITY OF NEWPORT, LINCOLN COUNTY, Oregon.
 domestic supplies, etc.)

4. The point of diversion is located 2653 feet north and 2950 ft. east, thence S 1°
 (Give distance and bearing to section corner)
45' W 195 Ft., thence, S 30° E 95 ft. (or from center of Sec 27, T 10 S R 11 W. M.
East 310 ft. S 1° 45' W 195 ft. thence S 30° E 95 ft.)
being within the NW 1/4 of SW 1/4 of Sec. 27, Tp. 10 South
 (Give smallest legal subdivision) (No. N. or S.)

R. 11 W, W. M., in the County of Lincoln and State of Oregon.
 (No. E. or W.)

5. The Pipe Line to be Three and 73/100
 (Main ditch, canal or pipe line)
miles in length, terminating in the SW 1/4 of SW 1/4 of Sec. 4, Tp. 11 S
 (Smallest legal subdivision) (No. N. or S.)
11 W
 R. _____, 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 Pipe line for city waterworks for the
City of Newport, Lincoln Co., Oregon.

Description of Works

Diversion Works—

7. (a) Height of dam 32 feet, length on top 40 feet, length at bottom
32 feet; material to be used and character of construction Masonry and concrete
 (Loose rock, concrete,
wasteway will be over dam of a size to accommodate both ordinary flow and full
masonry, rock and brush, timber crib, etc., wasteway over or around dam)
storm waters.

(b) Description of headgate Will be one or more 8" or 10" gate valves of iron.
 (Timber, concrete, etc., number and size of openings)

The storage capacity will not exceed for the present 5 years more than

500,000 gals.

*A different form of application is provided where an appropriation is to be made by the enlargement of existing works, or 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 1000 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 1000 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.....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 the power is to be applied is.....

(h) The nature of the mines to be served.....

STATE OF OREGON

WATER DIVISION NO. 1 COUNTY OF LINCOLN

CERTIFICATE OF WATER RIGHT

(For rights perfected under original, enlargement or secondary permits)

This is to Certify, That THE CITY OF NEWPORT, an incorporated city, under the laws of the State of Oregon of Newport, State of Oregon, has made proof to the satisfaction of the STATE WATER BOARD of Oregon, of a right to the use of the waters of Blattner's Creek, being the north ~~west~~ branch of Big Creek

for the purpose of municipal water supply

under Permit No. 20 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon and duly confirmed by order of the STATE WATER BOARD of Oregon, made and entered

of record in the Record of Proceedings of said Board, at Salem, in Volume 1

at page 208, on the 12th day of April, 1916; that the priority of

the right hereby confirmed dates from May 10, 1909; that the amount of

water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not

exceed 0.54 cubic feet per second.

A description of the lands under such right, and to which the water hereby confirmed is appurtenant, or, if for other purposes, the place where such water is put to beneficial use, is as follows:

The City of Newport, in Lincoln County, State of Oregon.

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described.

Rights to the use of water for power purposes are limited to a period of forty years from the date of priority of the right, as herein set forth, subject to a preference right of renewal under the laws existing at the date of the expiration of the right for power purposes, as hereby confirmed and limited.

Witness the seal and signature of the STATE

WATER BOARD affixed this 22nd day

of May, 1916.

STATE WATER BOARD

(SEAL OF STATE WATER BOARD)

By JOHN H. LEWIS
State Engineer, President

Attest: M. F. MERS
Secretary

Recorded in State Record of Water Right Certificates, Volume 2, Page 1012

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The City of Newport, in Lincoln County, State of Oregon.

The right to the use of the water aforesaid, hereby confirmed is restricted to the lands or place of use herein described.

Rights to the use of water for power purposes are limited to a period of forty years from the date of priority of the right, as herein set forth, subject to a preference right of renewal under the laws existing at the date of the expiration of the right for power purposes, as hereby confirmed and limited.

Witness the seal and signature of the STATE

WATER BOARD affixed this 22nd day

of May, 1916.

STATE WATER BOARD

(SEAL OF STATE WATER BOARD)

By JOHN H. LEWIS
State Engineer, President

Attest: M. F. MERS
Secretary

April 11, 1916.

The City of Newport,

Oregon.

Gentlemen:-

Proof of appropriation of water under permit No. 20, together with \$1.00 recording fee, has been received and filed in this office.

This proof appears to be in proper form and will be presented to the State Water Board at its next meeting for approval and issuance of certificate.

Very respectfully,

Secretary.

YOR
nsell
RDER
T. Harding
REASURER
Arthur Wing
MARSHAL
John Frey

CITY OF NEWPORT

OFFICE OF CITY MAYOR

REGULAR MEETING OF CITY COUNCIL, FIRST MONDAY IN EACH
MONTH AT 7:30 P. M.

COUNCILMEN
S. S. Bodine
J. L. Rickman
R. F. Baker
W. G. Walrad
A. Kirkland
A. G. Schwartz
L. H. Payne

STANDING COMMITTEES

FINANCE

A. Kirkland
S. S. Bodine
W. G. Walrad

STREET & PUBLIC PROPERTY

J. L. Rickman
L. H. Payne
W. G. Walrad

LIGHT

L. H. Payne
W. G. Walrad
J. L. Rickman

FIRE & WATER

A. G. Schwartz
A. Kirkland
R. F. Baker

HEALTH & POLICE

W. G. Walrad
J. L. Rickman
R. F. Baker

State Water Board

Newport, Ore., April 8th 1916

Salem Oregon

*I am sending you herewith the papers
sent out as you requested. If there are any corrections
they will be made as you may suggest & also find
\$1.00 Recording fees. Respectfully yours
R. A. Benson
Mayor*

OFFICE OF STATE CLERK
RE

APR 11 1916

SALEM,

March 29, 1916.

R. A. Bensell, Mayor
Newport, Oregon.

Dear Sir:-

I am inclosing blank for proof of appropriation of water under permit No. 20 of the City of Newport.

Kindly have this proof properly executed and returned to this office, together with \$1.00 to cover recording fee and the same will be presented to the State Water Board at its next meeting for approval and issuance of certificate.

Very respectfully,

Secretary.

RS.

Applications No. 72
4227

Mar. 22, 1916.

Mr. R. A. Bensell,
Mayor of Newport,
Newport, Oregon.

Dear Sir:

I am in receipt of your letter of the 16th instart relative to the water supply for the City of Newport to be secured under application No. 72, permit No. 20 from Blattner's Creek, and application No. 4227, permit No. 2580, for the waters of Spencer Creek. It would seem that everything has been done that is necessary under the former permit and final proof can be submitted on this right. Proof blanks will be forwarded you within a few days for execution.

In regard to the City's filing on Spencer Creek, an amendment may be filed in this office for record in the Miscellaneous Records covering the change you propose to make in your pipe line. However, if it will be inconvenient to begin construction work prior to August 11, 1916, which is the date fixed in the permit, it may be a better plan to file a new application in this office. This would give you the additional advantage of more time in which to begin construction work and to complete same.

I note that an error was made in the original application in that it was undoubtedly your purpose to appropriate 24 miner's inches of water, when as a matter of fact the application was made and permit granted for 24 second feet of water, a quantity far in excess of the amount that would ever be required by the City of Newport according to the estimates made of its future population. Under these conditions I would suggest that a new permit be secured covering the waters of this stream. No subsequent filings have been made on the waters of Spencer Creek, and you would, therefore, lose nothing in this respect through the cancellation of your old permit and the filing of a new one. Application blanks and a copy of instructions are enclosed.

Very respectfully,

Percy A. Cupper,
Acting State Engineer.

LA C-S.
Enc.

Permit No. 20.

Mar. 15, 1916

Mr. R. A. Bensell,
Mayor,
Newport, Oregon.

Dear Sir:

I note from the records of this office that the City of Newport has filed no notices of the progress of the work in perfecting its water right as required by the Board under permit No. 20 issued by the State Engineer June 2, 1909, for 0.54 second feet of water from Blattner's Creek being North Branch of Big Creek, for a municipal water supply. In view of the fact that the right under this permit should have been completed on or before June 2, 1914, and no notice of beginning construction, completion of construction, or complete application of water has been filed in this office, we presume you have abandoned this water right, and if so, we would be glad to have you as Mayor authorize the cancellation of the permit on the records of this office as this will eliminate the necessity of following the regular procedure for the cancellation of the same.

However, if the terms of the permit have been complied with and you desire to perfect the right, final proof blanks will be forwarded upon receipt of notice that the water has been applied under the terms of this permit.

Please let us hear from you with reference to this matter.

Very respectfully,

RS.

M. F. Mars, Secretary.

Permit No. 20.

Dec. 2, 1915.

Mr. H. F. Jenkins,
City Recorder,
Newport, Oregon.

Dear Sir:

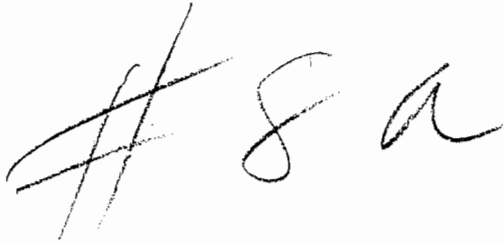
I note from the records of this office that the City of Newport has not filed notice of complete application of water to beneficial use under permit No. 20 to appropriate water for municipal purposes. As the time for the complete application of water to the proposed use expired June 2, 1914, I wish you would write us as to whether or not the right has been abandoned. If the right has not been abandoned, you should fill out and return the enclosed notice of complete application of water to beneficial use. Upon receipt of this notice, final proof blanks will be forwarded for making final proof on the water right.

Very respectfully,

RS.

M. F. Mers, Secretary.

Application No. 72.



January 8, 1912.

Mr. H. F. Jenkins, City Recorder,
Newport, Oregon.

Dear Sir,-

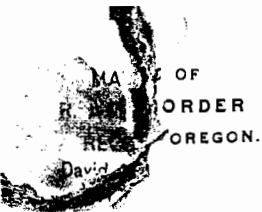
In accordance with your request of the 2nd inst.,
I am enclosing herewith copy of application No. 72, Permit No.
20, by the City of Newport. The fee as provided by law for
furnishing this copy will be fifty cents.

Very respectfully,

John H. Lewis

State Engineer.

PAC/LEM



72
Copy -
#8a

RECEIVED
JAN 4 1912
SAL. P. - OREGON

NEWPORT, OREGON,

Jan 2nd 1912.

John H. Lewis,
Salem, Oregon.

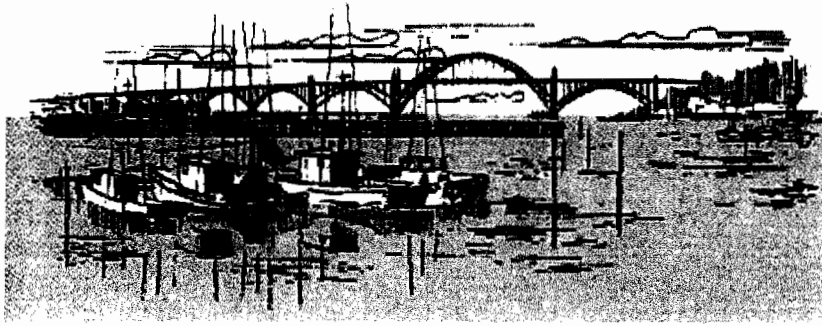
Dear Sir:-

Your communication addressed to the Mayor of the City of Newport has just been handed to me to fill out the necessary forms; I am anxious to get this done and would have done so before had I known it was necessary but the permit was granted before my term of office and it seems to have been mislaid, will you kindly furnish me with copies of the application and permits and I will attend to same immediately.

Our water system has been completed over twelve months and is in good condition.

Respectfully,
H. J. Jenkins
City Recorder.

Permit 20.



CITY OF NEWPORT
OFFICE OF THE CITY ATTORNEY
169 SW COAST HWY
NEWPORT, OREGON 97365

(541) 574-0607

September 24, 2007

Jerry Sauter
Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1266

Re: Correct Address for City of Newport

Dear Mr. Sauter:

As we discussed by phone, the Newport City Hall has moved. The correct address for the City of Newport is:

City of Newport
169 SW Coast Highway
Newport, OR 97365

Please ensure that the City's correct address is in all files. The city has filed the following applications:

R83810	S83809
R52124	S39121
S52204	S72
S8970	S9221
S9224	S11156
S26388	R26260
R43412	S43413
S44381	

Thank you.

Sincerely,

Gary Freestone
City Attorney

RECEIVED

SEP 24 2007

**WATER RESOURCES DEPT
SALEM, OREGON**

Water Rights Information Query Results

	Contacts	Application	Permit	Certificate	Claim	Decree	Transfers	Status
Select	▷ CITY OF NEWPORT; CITY OF LINCOLN CITY 810 SW ALDER NEWPORT, OR 97365	R83810						NC
Select	▷ CITY OF NEWPORT; CITY OF LINCOLN CITY 810 SW ALDER NEWPORT, OR 97365	S83809						NC
Select	▷ CITY OF NEWPORT 810 SW ALDER NEWPORT, OR 97365	R52124	R6171					NC
Select	▷ CITY OF NEWPORT 810 SW ALDER ST NEWPORT, OR 97365	S39121	S29213					NC
Select	▷ CITY OF NEWPORT CITY HALL NEWPORT, OR 97365	S52204	S38220					NC
Select	▷ CITY OF NEWPORT NEWPORT, OR 97365	S72	S20	1012				NC
Select	▷ CITY OF NEWPORT NEWPORT, OR 97365	S8970	S5882	8603				NC
Select	▷ CITY OF NEWPORT NEWPORT, OR 97365	S9221	S6194	9112				NC
Select	▷ CITY OF NEWPORT NEWPORT, OR 97365	S9224	S6197	9113				NC
Select	▷ CITY OF NEWPORT NEWPORT, OR 97365	S11156	S7722	9127				NC

1 2

[Help understanding and working with the Water Rights Information System](#)

Download: [Point of diversion data](#), [Place of use data](#), [Stakeholder data](#)

[Return to WRIS Query](#)

NOTE NEW ADDRESS:
CITY OF NEWPORT
169 SW COAST HIGHWAY
NEWPORT OR 97365
PHONE #: (541) 574-0607

Water Rights Information Query Results

	Contacts	Application	Permit	Certificate	Claim	Decree	Transfers	Status
Select	▶ CITY OF NEWPORT NEWPORT, OR 97365	S26388	S20703	21357				NC
Select	▶ CITY OF NEWPORT NEWPORT, OR 97365	R26260	R1236	21358				NC
Select	▶ CITY OF NEWPORT CITY HALL NEWPORT, OR 97365	R43412	R5134	48627				NC
Select	▶ CITY OF NEWPORT CITY HALL NEWPORT, OR 97365	S43413	S33127	48628				NC
Select	▶ CITY OF NEWPORT 810 SW ALDER ST. NEWPORT, OR 97365	S44381	S33151	57650				NC

1 2

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[Return to WRIS Query](#)

NOTE NEW ADDRESS:
CITY OF NEWPORT
169 SW COAST HIGHWAY
NEWPORT OR 97365
PHONE #: (541) 574-0607

Water Right Information Query Results	
Contact Information	Documents View all scanned documents
▼ Current contact information OWNER: ▶ CITY OF NEWPORT 169 SW COAST HWY NEWPORT, OR 97365	▼ Application: S 72 ▶ Received: 5/10/1909 ▼ Permit: S 20 document ▶ Signature: 6/2/1909 ▼ Certificate: 1012 document , paper map ▶ Signature: 5/22/1916 ▶ Type: Original ▶ View right with Web Mapping ▶ View Places of Use from Water Rights in the Same Area
Water Right Information	
Status: Non-Cancelled County: Lincoln File Folder Location: Salem Watermaster District: 16	
Point(s) of Diversion	
▶ POD 1 - BLATTNER CREEK > BIG CREEK	
Place(s) of Use Add TRS grouping	
▶ Use - MUNICIPAL USES (Primary); Priority Date: 5/10/1909	
Water Right Genealogy	
.....No genealogy records available for this water right, try the family link below instead.	

[View Water Rights in same Family](#)

[Help understanding and working with the Water Rights Information System](#)

[Report Errors with Water Right Data](#)

[Return to WRIS Query](#)

June 2-10
" 11
" 14

Permit No. 20
Application No. 72

The City of Newport, the holder of Application No. 72, being
Permit No. 20, issued by the State Engineer of the State of
Oregon for the appropriation of 53192 second feet of the waters of North Branch of Big Creek
in accordance with the tenor of such permit and the limitations endorsed thereon by the State Engi-
neer, began the actual construction of the works described thereon by the application of water to a
beneficial use on the 27 day of June, 1910, being within the time limitation as fixed
in said permit for the beginning of construction work.

The appropriator should state the manner of beginning construction work, number of men and teams employed, the
amount of work completed up to the date of this statement, and any additional information which may tend to show the
beginning of work in good faith.

IN WITNESS WHEREOF, I have hereunto set my hand this 15th day of January, 1912

Newport, Ore
(Present Address)

Gus Hewitt
(Signature of Applicant.)

Mayor of City of Newport
Attest: - [Signature] City Recorder

Fill out, detach, and mail to the Secretary, Board of Control, Salem, Oregon.

Permit No. 20
Application No. 72

The City of Newport, holder of Application No. 72, being
Permit No. 20, issued by the State Engineer of the State of
Oregon for the appropriation of 53192 second feet of the waters of North Branch of Big Creek
in accordance with the tenor of such permit and the limitations endorsed thereon by the State Engi-
neer, have completed the construction of the works described therein for the application of water to
a beneficial use on the 24th day of October, 1910, being within the time limitation as
fixed in said permit for the completion of construction work. Very date of formal progress!

Remarks: In construction
If the works have a less capacity than as described in the permit, or you have definitely abandoned your
plan of irrigating any of the lands described in your permit, you should so state in order that our records may not be
unnecessarily encumbered.

IN WITNESS WHEREOF, I have hereunto set my hand this 15th day of January, 1912

Newport, Ore
(Present Address)

Gus Hewitt
(Signature of Applicant.)

Mayor of City of Newport
Attest: - [Signature] City Recorder

Fill out, detach, and mail to the Secretary, Board of Control, Salem, Oregon. Form C should be used in reporting
progress of work if more than one year has been allowed for completion.

Form C

NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

Permit No. 20
Application No. 72

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Permit No. 20, issued by the State Engineer of the State of
Oregon for the appropriation of 53192 second feet of the waters of North Branch of Big Creek
in accordance with the tenor of such permit and the limitations endorsed thereon by the State Engi-
neer, have completely applied the water to a beneficial use, on the 1 day of September, 1910,
being the time limitation as fixed in said permit for the complete application of water to a beneficial
use.

Remarks:
If all of the water granted in the permit had not been fully applied to beneficial use, you should so state.
so that subsequent appropriators may have notice.

IN WITNESS WHEREOF, I have hereunto set my hand this 15th day of January, 1912

Newport, Ore
(Present Address)

Gus Hewitt
(Signature of Applicant.)

Mayor of City of Newport
Attest: - [Signature] City Recorder

Fill out, detach, and mail to the Secretary, Board of Control, Salem, Oregon.