

* APPLICATION FOR A PERMIT

CERTIFICATE NO. 15774

To appropriate the Public Waters of the State of Oregon

We E. R. Bennett and Florence Bennett, husband and wife, of Milwaukie, County of Clackamas, 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 Kellogg Lake, a tributary of Willamette River

2. The amount of water which the applicant intends to apply to beneficial use is 3/10 feet per second

**3. The use to which the water is to be applied is Irrigation of lawn and garden

4. The point of diversion is located ... ft. ... and ... ft. ... from the corner of ... R. 1 E. of W. M. thence 367.25 feet north; thence 221.76 feet east; thence S. 18° 28' W. 176 feet to north bank of Kellogg Lake; thence easterly along the northerly bank of Kellogg Lake 20 feet to the point of diversion.

5. The pipeline to be 140 feet in length, terminating in the SW 1/4 of NW 1/4 of Sec. 36, Tp. 1 S. R. 1 E. W. M., the proposed location being shown throughout on the accompanying map.

DESCRIPTION OF WORKS

Diversion Works—

6. (a) Height of dam none feet, length on top none feet, length at bottom none feet; material to be used and character of construction

(b) Description of headgate none

(c) If water is to be pumped give general description 1 1/2" intake 1 1/2" outlet centrifical pump driven by 1 horse electric motor; lift 20 feet.

* A different form of application is provided where storage works are contemplated.

** Applications for permits to appropriate water for the generation of electricity, with the exception of municipalities, must be made to the Hydro-electric Commission.

Canal System or Pipe Line—

7. (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.

(c) Length of pipe, ft.; size at intake, $1\frac{1}{2}$ " in.; size at $1\frac{1}{2}$ " ft. from intake $1\frac{1}{2}$ " in.; size at place of use $1\frac{1}{2}$ " in.; difference in elevation between intake and place of use, 15 to 20 feet. Is grade uniform? no. Estimated capacity, $\frac{3}{10}$ feet sec. ft.

8. Location of area to be irrigated, or place of use

Township	Range	Section	Forty-acre Tract	Number Acres To Be Irrigated
1 S.	1 E.	36	SW $\frac{1}{4}$ of NW $\frac{1}{4}$	0.28 acre
<p>Situate in the County of Clackamas and State of Oregon to wit: Beginning at a spike driven in the center of the county road commonly known as Lake Road where the same intersects the easterly right of way line of the Beaverton & Willsburg Railroad, as the same is duly recorded in Book 108, page 437, Deed Records of Clackamas County, Oregon, said point being 367.25 feet north and 221.76 feet east of the quarter section corner between sections 35 and 36, T. 1 S., R. 1 E. of the W. M.; from said beginning point a steel shaft driven on the easterly right of way line of Beaverton and Willsburg Railroad bears S. 18° 28' W. 28 feet distant; running thence S. 60° E. tracing the center of Lake Road 78.82 feet to a point; thence S. 24° W. 176.95 feet to an iron pipe driven at the foot of a large cottonwood tree on the bank of what is known as the Mill Pond; thence N. 57° 01' W. tracing the bank of the "Mill Pond" 62.15 feet to an iron pipe driven on the easterly line of right of way of the Beaverton and Willsburg Railroad; thence tracing said right of way line N. 18° 28' E. 176.30 feet to the point of beginning.</p>				

(If more space required, attach separate sheet)

(a) Character of soil Clay loam

(b) Kind of crops raised Garden and lawn

Power or Mining Purposes—

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

(b) Quantity of water to be used for power sec. ft.

(c) Total fall to be utilized feet.
(Head)

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

(e) Such works to be located in of Sec.
(Legal subdivision)

Tp., R., W. M.
(No. N. or S.) (No. E. or W.)

(f) Is water to be returned to any stream?
(Yes or No)

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

....., Sec., Tp., R., W. M.
(No. N. or S.) (No. E. or W.)

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

(i) The nature of the mines to be served

Municipal or Domestic Supply—

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

(b) If for domestic use state number of families to be supplied
.....
(Answer questions 11, 12, 13, and 14 in all cases)

- 11. Estimated cost of proposed works, \$ 200.00
- 12. Construction work will begin on or before July 1st, 1944
- 13. Construction work will be completed on or before July 1st, 1944
- 14. The water will be completely applied to the proposed use on or before July 1st, 1944

..... E. R. Bennett
(Signature of applicant)

..... Florence Bennett

Signed in the presence of us as witnesses:

- (1) (Name) (Address of witness)
- (2) (Name) (Address of witness)

Remarks:
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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 completion

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before August 5, 1944.

WITNESS my hand this 5th day of July, 1944.

CHAS. E. STRICKLIN
STATE ENGINEER

by
EG. K. Humphrey, Assistant

Application No. 20313

Permit No. 15847

PERMIT TO 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 30th day of June, 1944, at 8:30 o'clock A. M.

Returned to applicant:

July 5, 1944

Corrected application received:

July 26, 1944

Approved:

September 15, 1944

Recorded in book No. 39 of Permits on page 15847

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 2 Page 76M

Fees Paid \$9.50

STATE OF OREGON } ss County of Marion,

PERMIT

This is to certify that I have examined the foregoing application and do hereby grant the same, SUBJECT TO EXISTING RIGHTS 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 0.01 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 Kellogg Lake

The use to which this water is to be applied is irrigation of lawn and garden

If for irrigation, this appropriation shall be limited to of one cubic foot per second

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 June 30, 1944

Actual construction work shall begin on or before September 15, 1945 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1946

Complete application of the water to the proposed use shall be made on or before October 1, 1947

WITNESS my hand this 15th day of September, 1944.

CHAS. E. STRICKLIN STATE ENGINEER