

***APPLICATION FOR A PERMIT**

CERTIFICATE NO. 19970

To Appropriate the Public Waters of the State of Oregon

I, ^S ~~Les Haberman~~ and ^T ~~Ida Haberman~~, Russel E. O'Connor & Ruth E. O'Connor husband and wife
(Name of applicant)

of Buxton, County of Washington,
(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 West Dairy Creek
(Name of stream)

, a tributary of Tualatin River

2. The amount of water which the applicant intends to apply to beneficial use is 1/5
cubic feet per second.
(If water is to be used from more than one source, give quantity from each)

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

4. The point of diversion is located ft. and ft. from the
(N. or S.) (E. or W.)
corner of at various point along the Dairy Creek bordering the land to be irrigated
(Section or subdivision)
located in the East half of Section 5 T2N R1W
(If preferable, give distance and bearing to section corner)

(If there is more than one point of diversion, each must be described. Use separate sheet if necessary.)

being within the SW 1/4 of the NE 1/4 and the N 1/2 of the SE 1/4 of Sec. 5, Tp. 2N,
(Give smallest legal subdivision) (N. or S.)
R. 1W, W. M., in the county of Washington
(E. or W.)

5. The Pipe line (Main ditch, canal or pipe line) to be 40 rods
(Miles or feet)
in length, terminating in the S 1/2 of the NE 1/4 and N 1/2 of SE 1/4 of Sec. 5, Tp. 2N,
(Smallest legal subdivision) (N. or S.)
R. 1W, W. M., the proposed location being shown throughout on the accompanying map.
(E. or W.)

DESCRIPTION OF WORKS

DIVERSION WORKS—

6. (a) Height of dam feet, length on top feet, length at bottom
 feet; material to be used and character of construction
(Lime 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)

(c) If water is to be pumped give general description
(Site and type of pump)

(Site and type of engine or motor to be used, total head water is to be lifted, etc.)

* 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 Hydroelectric Commission. Either of the above forms may be secured, without cost, together with instructions by addressing the State Engineer, Salem, Oregon.

CANAL SYSTEM OR PIPE LINE— moveable sprinkling system

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, in.; size at ft. from intake in.; size at place of use in.; difference in elevation between intake and place of use, ft. Is grade uniform? Estimated capacity, sec. ft.

8. Location of area to be irrigated, or place of use in Sec. 5 T. 2 N., R. 4 W. of W. M.

Township	Range	Section	Forty-acre Tract	Number Acres To Be Irrigated
Beginning at a point 170 feet north of the center line of Section 5 T. 2 N., R. 4 W. of W. M., in the center of Dairy Creek, and 80 rods west of the east line of said Section 5, and running thence in a southeasterly direction up the center of said Dairy Creek, 186 feet; thence in a northeasterly direction up the center of said Dairy Creek 112 feet; thence in a northwesterly direction 185 feet to the parallel line running north from the place of beginning. Also the southwest quarter of the northeast quarter of Section 5, T. 2 N., R. 4 W. of the W. M., save and except therefrom the following described property, to-wit: Being part of the S. W. 1/4 of the NE 1/4 of Section 5, T. 2 N., R. 4 W. W. M., beginning at an iron bar set at the center of said Section 5, and running on the half section line north 1° 45' east 19.67 chains, the northwest corner of said southwest quarter of the northeast quarter; thence on the north line of said southwest quarter of the northeast quarter north 89° 45' east 12.20 chains to a post; thence south 3° 45' east 9.35 chains; thence south 14° 3' west 10.80 chains to a point on the south line of said northeast quarter of Section 5; thence on said S. line N. 89° 32' W. 10.80 chains to the place of beginning, excepting also two tracts conveyed to the State of Oregon by and through its State Highway Commission as recorded in book 181 page 73 and book 176, page 64; deed records of Washington County, Oregon, from 27 January, 1943. Acres to be irrigated are as follows: 3.6 acres in SW 1/4 of NE 1/4 of Sec. 5 T2N R4W; .4 acres in SE 1/4 of NE 1/4 of Sec. 5; .65 acres in NW 1/4 of SE 1/4 of Sec. 5; 2.35 acres in NE 1/4 of SE 1/4 of Section 5.				

(If more space required, attach separate sheet)

(a) Character of soil black loam
 (b) Kind of crops raised vegetable and flowers

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 193_____.

(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, \$ 400.00
- 12. Construction work will begin on or before just as soon as water right is granted.
- 13. Construction work will be completed on or before summer, 1946
- 14. The water will be completely applied to the proposed use on or before summer 1946

(Sgd) Leo S. Haberman
(Signature of applicant)
(Sgd) Ida T. Haberman

Signed in the presence of us as witnesses:

- (1) (Sgd) D D Berry, Forest Grove Oregon
(Name) (Address of witness)
- (2) (Sgd) Helen Hostynek, Forest Grove, Oregon
(Name) (Address of witness)

Remarks: _____

STATE OF OREGON,)
) ss.
County of Marion,)

This is to certify that I have examined the foregoing application, together with the accompany-
ing 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 February 25, 1946.

WITNESS my hand this 24th day of January, 19 46

CHAS. E. STRICKLIN
State Engineer
By Ed K. Humphrey, Assistant
ci

STATE OF OREGON,)
County of Marion,) ss.

PERMIT

This is to certify that I have examined the foregoing application and do hereby grant the same, sub. 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 0.09 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 West Dairy Creek

The use to which this water is to be applied is Irrigation

If for irrigation, this appropriation shall be limited to 1/80th of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 1/2 acre feet per acre for each acre irrigated during the irrigation season of each year,

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 February 26, 1946

Actual construction work shall begin on or before March 18, 1947 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1948

Complete application of the water to the proposed use shall be made on or before October 1, 1949

WITNESS my hand this 18th day of March, 1946.

CHAS. E. STRICKLIN
STATE ENGINEER

APPLICATION No. 21368

Permit No. 16789

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 17th
day of January, 1946, at 8:30
o'clock A. M.

Returned to applicant: _____

Corrected application received: _____

Approved: _____

March 18, 1946

Recorded in book No. 41 of _____

Permits on page 16789.

CHAS. E. STRICKLIN
State Engineer

Drainage Basin No. 2 Page 62 L

Fees Paid \$9.50