Permit—SW—4-46

Permit No. 17033

Part Cancelled-sp. or Rec. Vol. 15 p. 415-7 CERTIFICATE NO. ~~16942~~

Superseded by Cert. No. 23888

*** APPLICATION FOR PERMIT**

To Appropriate the Public Waters of the State of Oregon

I, D. W. McBeth *(Name of applicant)*

of Rt 2 Hillsboro *(Mailing address)*, Oregon,

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 Tualatin River and *(Name of stream)* Unnamed Lake, *a tributary of* Willamette River

2. The amount of water which the applicant intends to apply to beneficial use is .3750 *cubic feet per second.* Tualatin River 0.2813; Lake 0.0937. *(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.* *(N. or S.)* *and* ..... *ft.* *(E. or W.)* *from the corner of* At Any Point where Stream Borders or Runs Through my Property. Also From *(Section or subdivision)* any Point on unnamed Lake which Lies within the Boundaries of my Property.

(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 $SE\frac{1}{4}$ of $SE\frac{1}{4}$; $SW\frac{1}{4}$ of $SE\frac{1}{4}$, $NW\frac{1}{4}$ of $SE\frac{1}{4}$ *(Give smallest legal subdivision) of Sec.* 4, *Tp.* 1 S *(N. or S.)*, *R.* 3 W *(E. or W.)*, *W. M., in the county of* Washington.

5. The Pipe Line *(Main ditch, canal or pipe line) to be* 1000 Ft. *(Miles or feet) in length, terminating in the* $SW\frac{1}{4}$ of $SE\frac{1}{4}$ *(Smallest legal subdivision) of Sec.* 4, *Tp.* 1 S *(N. or S.)*, *R.* 3 W *(E. or W.)*, *W. M., the proposed location being shown throughout on the accompanying map.*

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* ..... *(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)*

(c) If water is to be pumped give general description 3" Centrifugal pump, *(Size and type of pump)* powered by Oliver 70 tractor - lift of 20 Ft. *(Size 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.

**Application 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—

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, 1000 ft.; size at intake, 5" in.; size at 1000 ft. from intake 3 in.; size at place of use 1" in.; difference in elevation between intake and place of use, 20 ft. Is grade uniform? yes. Estimated capacity, ... 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	3 W	4	SE¼ of SE¼	7
1 S	3 W	4	SW¼ of SE¼	18
1 S	3 W	4	NW¼ of SE¼	5
				30

(If more space required, attach separate sheet)

(a) Character of soil Chehalis

(b) Kind of crops raised Pasture and Truck Crops.

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 ..... (Head) feet.

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

(e) Such works to be located in ..... (Legal Subdivision) of Sec. ....., Tp. ..... (No. N. or S.), R. ..... (No. E. or W.), W. M.

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

(g) If so, name stream and locate point of return ....., Sec. ....., Tp. ..... (No. N. or S.), R. ..... (No. E. or W.), W. M.

(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, $ 1780.00

12. Construction work will begin on or before May 23, 1946

13. Construction work will be completed on or before May 30, 1946

14. The water will be completely applied to the proposed use on or before June 1, 1946

(Sgd) D. W. McBeth
(Signature of applicant)

Remarks: Being parcels of the D.L.C. of Solomon Emerick and Lucetta Emerick, husband and wife, said parcels described thus: First parcel: Commencing at a point where the Tualatin River crosses the south boundary of said D.L.C. in T. 1 S. R. 3 W., and running thence west on said south boundary line 20.00 chains to the northeast corner of said Soloman Emerick's Cemetery ground; thence N. 25 links; thence W. 9.50 chains to the center of right of way belonging to Nestor, Nearpass and Shaw; thence N. 5° E. (Mag. Var. 21° E.) in center of said right of way 7.50 chains; thence east 14.78 chains to the West bank of the Tualatin River; thence up said river with all its meanderings to the place of beginning, containing 22 acres, more or less. Second parcel: Commencing at a post in the center of the right of way sold by said Emerick and iwfe to George Shaw and John Nester 7.50 chains N. 5° E. from the south line of said D.L.C. thence N. 5° E. (Var. 21° E.) 9.50 chains; thence E. 12.50 chains; thence N. 26° E. 2.10 chains; thence E. 2.00 chains to the W. bank of Tualatin River; thence up said river to the N. E. corner of a tract of land said Sol. Emerick sold to Alex Couture on the 17th day of December 1879; thence west on the north line of said Alex couture tract 14.78 chains to the starting point, containing 14.36 acres, more or less. Reserving always 15 feet on the west for the right of way of road conveyed to John Nestor and George Shaw. The several tracts hereinbefore described and hereby conveyed containing 40 acres, more or less.

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 .....

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before ....., *194*.....

WITNESS my hand this ..... *day of* ....., *194*.....

STATE ENGINEER

Application No. 21690

Permit No. 17033

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 29th day of May, 1946 at 8:30 o'clock A. M.

Returned to applicant:

Corrected application received:

Approved:

August 15, 1946

Recorded in book No. 42 of Permits on page 17033

CHAS. E. STRICKLIN
STATE ENGINEER

Drainage Basin No. 2 Page 54B & 62M

Fees Paid $9.50

PERMIT

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 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 0.375 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 Tualatin River and Unnamed Lake, being 0.282 c.f.s. from river and 0.093 c.f.s. from lake

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 2½ 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 May 29, 1946

Actual construction work shall begin on or before August 15, 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 15th day of August, 1946

CHAS. E. STRICKLIN
STATE ENGINEER

Permits for power development are subject to the payment of annual fees as provided in sections 1 and 2, chapter 74, Oregon Laws 1933.