

46108

* APPLICATION FOR PERMIT

19982

To appropriate the Public Waters of the State of Oregon

I, Arthur J. Berry (Name of applicant) of P. O. Box 5075, Portland 13, Oregon (Mailing address) 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 (Name of stream), a tributary of

2. The amount of water which the applicant intends to apply to beneficial use is 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 #1 300' S and #2 1400' ft. S and 300' E and 140' ft. E from the corner of Secs. 26, 25, 35 & 36 (Section or subdivision) at any point where stream borders or runs thru 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 NW 1/4 & SW 1/4 of Sec. 36, Tp. 1 S, R. 1 W, W. M., in the county of Washington

5. The (Main ditch, canal or pipe line) to be (Miles or feet) in length, terminating in the (Smallest legal subdivision) of Sec. (N. or S.), R. (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" suction end (Size and type of pump) Chevolet Motor 26-35 HP not over 20' head (Size and type of engine or motor to be used, total head water is to be lifted, etc.) Portable for overhead sprinkling system

*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.

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, \$.....
- 12. Construction work will begin on or before
- 13. Construction work will be completed on or before
- 14. The water will be completely applied to the proposed use on or before July 1, 1947.....

(Sgd) Arthur J. Berry
(Signature of applicant)

P O Box 5075, Portland 13, Oregon.....

Remarks: Legal Description: Commencing at the northwest corner of Section 36, T. 1S. R. 4 W. of the W. M., and running thence east 40 chains to quarter section corner; thence south 40 chains to quarter section corner; thence west on quarter section line 43 chains to the west line of the D.L.C. of M. Copenhagen; thence north on said line 30.50 chains more or less to center of lane leading to County Road; thence east 4.00 chains more or less to section line; thence north 9.50 chains more or less to the place of beginning, EXCEPTING THEREFROM the following described tract:

Beginning at the center of Section 36, T. 1 S. R. 4 W. W. M., Washington County, Oregon, running thence north 0° 20' west along the line between the northeast quarter and the northwest quarter of said section 36, 1097.7 feet; thence north 89° 52' west parallel with the north line of Section 36, 2923.8 feet to the east line of the Donald McLeod D.L.C. No. 59, T. 1 S. R. 4 W. W. M.; thence south 2° 47' east along the east line of said McLeod D.L. C. 540.1 feet to an iron pipe; thence south 88° 30' west 568.6 feet; thence south 7° east 1372.8 feet to the center of Tualatin River; thence down the center of said river with the meanderings thereof, 700 feet, more or less, to the east line of said McLeod D.L.C.; thence north 2° 47' west 20 feet to a point on the north bank of said river; thence down the said river bank south 86° 30' east 96.8 feet; thence north 65° east 46.9 feet; thence north 35° 30' east 264.0 feet; thence north 18° east 77.4 feet; thence north 65° 15' east 72.6 feet; thence south 85° 15' east 104.3 feet; thence north 62° east 44.2 feet; thence north 21° east 583.4 feet to the south line of the northwest quarter of said Section 36; thence south 89° 33' east 2107.2 feet to the place of beginning.

30 acres of above to be irrigated.

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 June 19....., 1947....

WITNESS my hand this 19th day of May, 1947....

CHAS. E. STRICKLIN
STATE ENGINEER

By (Sgd) Ed K. Humphrey
Ed K. Humphrey, Assistant

Application No. 22538

Permit No. 17752

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 16th day of May,

1947, at 8:30 o'clock A. M.

Returned to applicant:

Corrected application received:

Approved:

July 3, 1947

Recorded in book No. 43 of

Permits on page 17752

CHAS. E. STRICKLIN

STATE ENGINEER

Drainage Basin No. 2 Page 54 B

Fees Paid \$9.50

PERMIT

STATE OF OREGON, } ss
County of Marion, }

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 0.38 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

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 May 16, 1947

Actual construction work shall begin on or before July 3, 1948 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1949

Complete application of the water to the proposed use shall be made on or before

October 1, 1950

WITNESS my hand this 3rd day of July, 1947

CHAS. E. STRICKLIN

STATE ENGINEER