

ASSIGNED No. 180 REC. 110 3 318 9

CERTIFICATE NO. 20440

* APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, A.J. Milford (Name of applicant) of Rtl. Box 137, Canby (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 Milk Creek (Name of stream), a tributary of Malalla River

2. The amount of water which the applicant intends to apply to beneficial use is 90 Gallon per Min. Pump cap. one Source at a time 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 corner of No. 1. N. 44° 18' E. 970.69 From SW Cor. Sec 7, T. 4. S. R. 2. E. Milk Creek West line No. 2. N. 67° 41' E. 1756.89 From SW Cor. Sec. 7. (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 South West Quarter of Sec. 7, Tp. 4. S., R. 2. E., W. M., in the county of Clackamas

5. The Portable pipe to be in length, terminating in the of Sec. 7, Tp. 4. S., R. 2. E., 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 5hp - High pressure G E Motor 90 Gal Per Minute From each point of Diversion (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— Portable Pipe

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

Township	Range	Section	Forty-acre Tract	Number Acres To Be Irrigated
4.S.	2.E.	7	SW SW	20
		7	SE SW	8
4.S.	2.E.	18	NW NW	9
		18	NE NW	3
				40 acres total

Part of the South half of the Southwest quarter of Section 7, T.4.S.R.2.E. of W.M., and part of the North half of the Northwest quarter of Section 18, T.4.S.R.2.E. of W.M., described as: Tr. 1: Beginning at an iron pipe set in the west boundary of said Section 7, 899.1 feet north of the southwest corner of said section 7; running thence South 56°31' East a distance of 325.8 feet; running thence South 80°52' East 374.95 feet; running thence North 83°31' East 673.9 feet; running thence South 68°19' East 857.55 feet; running thence south 6°36' West 140 feet, more or less, to the northwesterly boundary of that tract of land conveyed to Ernest C. Babcock and Josephine Babcock, his wife by deed recorded July 2, 1908 in book 104 at page 191, records of Clackamas County; running thence southwesterly along said Babcock boundary 950.00 feet, more or less, to a point 28 rods due south of the section line between sections 7 and 18, which point is the re-entrant corner of said Babcock tract; thence West along the line of said Babcock tract 52 rods, more or less, to the southwest corner of Tract 1, described in the deed to Russel J. Rutherford et ux recorded March 10, 1947 in Vol. 386 at page 366; running thence north 28 rods to the section line between sections 7 and 18; running thence west 35 rods, more or less, to the Southwest corner of said Section 7; running thence North 899.1 feet to the place of beginning. (Cont'd under Remarks)

(If more space required, attach separate sheet)

(a) Character of soil Willamette

(b) Kind of crops raised Diversified

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, \$.....
- 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

(Sgd) A. J. Milford
(Signature of applicant)

Remarks: (Cont'd from Item 8)

Tract 2: Also conveying a tract of land in Section 18, T.4.S.R.2.E. of W.M., described as:

Beginning at a point on the north boundary of said section 18, that bears East 577.5 feet from the northwest corner of said section 18, running thence south 462.0 feet tracing the east boundary line of the land belonging to J.W. Moffatt and Jennie D. Moffatt, his wife on the 3rd day of June 1927, to a point; thence West 65.5 feet to a point; thence North 462.0 feet to a point on the north boundary line of said section 18; thence East 65.5 feet to the place of beginning, containing 0.70 acres, more or less.

We Have an assignment of part of permit No 16847 by Harry Schultz to A J Milford for irrigation of 14.5 acres as shown on map filed with Application No .21479 . We wish to file for all additional land.

All irrigation is being done from Milk creek which is 140 Acres. (Have decided not to use Unnamed Creek as there is would be excess electric wiring to be done)

The

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 forcompletion.....

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before September 27, 1947.

WITNESS my hand this 27th day of August, 1947.

CHAS. E. STRICKLIN
STATE ENGINEER

By
Ed K. Humphrev. Assistant mio

Application No. 22775

Permit No. 17940

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 22nd day of August, 1947, at 8:00 o'clock A. M.

Returned to applicant:

Corrected application received:

Approved:

January 15, 1948

Recorded in book No. 144 of Permits on page 17940

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 2 Page 32 E

Fees Paid \$16.50

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 0.50 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 Milk 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 August 22, 1947

Actual construction work shall begin on or before January 15, 1949 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1950

Complete application of the water to the proposed use shall be made on or before October 1, 1951

WITNESS my hand this 15th day of January, 1948

CHAS. E. STRICKLIN STATE ENGINEER