

* APPLICATION FOR PERMIT

17068

To appropriate the Public Waters of the State of Oregon

I, Charles E. Nicholson, Jr. and Thelma F. Nicholson
(Name of applicant)
of Rt. 4, Box 68, Milwaukie 2
(Mailing address) 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 Creek
(Name of stream)
a tributary of Willamette River

2. The amount of water which the applicant intends to apply to beneficial use is 3 (3/10)
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 and fire protection
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 133.28 ft. N.E. and ft. from the N.W.
(N. or S.) (E. or W.)
corner of Lot 5, Block V, of Milwaukie Park Replat, Sec. 1, T. 2 S., R. 1 E
(Section or subdivision)

(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 Milwaukie Park Replat / of Sec. 1, Tp. 2 S.,
(Give smallest legal subdivision) (N. or S.)
R. 1 E, W. M., in the county of Clackamas
(E. or W.)

5. The pipe line to be 229.5 feet
(Main ditch, canal or pipe line) (Miles or feet)
in length, terminating in the Milwaukie Park Replat of Sec. 1, Tp. 2 S.,
(Smallest legal subdivision) (N. or S.)
R. 1 E, 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
(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 Edwards Gear Pump
(Size and type of pump)
Model 40, driven by 1 H.P. electric motor — 20 ft. total head
(Size and type of engine or motor to be used, total head water is to be lifted, etc.)
water is to be lifted.

*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 irrigation for 2 families
and fire protection
for 3 families.
(Answer questions 11, 12, 13, and 14 in all cases)

11. Estimated cost of proposed works, \$ 350⁰⁰.....

12. Construction work will begin on or before

13. Construction work will be completed on or before Sept. 1, 1947.....

14. The water will be completely applied to the proposed use on or before Sept. 1, 1947.....

(Sgd) Charles E. Nicholson Jr.
(Signature of applicant)

(Sgd) Thelma F. Nicholson.....

Remarks: Only fire protection for this neighborhood is by tank truck for
Oak Lodge District, which station house is 3 miles from our property. We have
200 ft. of 1½" fire hose which enables us to reach the house of the neighbor on each
side of our property, and which we believe an asset. There are no fire hydrants in this
vicinity. We have installed ¾" fittings on this 1½" pipe line for our garden
irrigation......

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.....

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 9th day of February

1948 at 8:00 o'clock A. M.

Returned to applicant:

Corrected application received:

Approved:

April 30, 1948

Recorded in book No. 44 of

Permits on page 18146

CHAS. E. STRICKLIN

STATE ENGINEER

Drainage Basin No. 2 Page 76 T

Fees Paid \$25.00

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 0.30 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 Creek

The use to which this water is to be applied is irrigation and fire protection, being 0.013 c.f.s. for irrigation and 0.287 c.f.s. for fire protection.

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 9, 1948

Actual construction work shall begin on or before April 30, 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 30th day of April, 1948

CHAS. E. STRICKLIN STATE ENGINEER