

23423

## \* APPLICATION FOR PERMIT

## To Appropriate the Public Waters of the State of Oregon

I, M. A. Cerruti  
(Name of applicant)  
 of Rt. 1, Box 260 Gresham,  
(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 Salmon Creek  
(Name of stream)  
 \_\_\_\_\_, a tributary of Columbia River

2. The amount of water which the applicant intends to apply to beneficial use is 0.33  
 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 1769 ft. N. and 767 ft. E. from the NW  
(N. or S.) (E. or W.)  
 corner of SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Sec. 26, T. 1 N., R. 3 E., W. M.  
(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 \_\_\_\_\_ of Sec. 26, Tp. 1 N.,  
(Give smallest legal subdivision) (N. or S.)  
 R. 3 E., W. M., in the county of Multnomah.  
(E. or W.)

5. The \_\_\_\_\_ to be \_\_\_\_\_  
(Main ditch, canal or pipe line) (Miles or feet)  
 in length, terminating in the \_\_\_\_\_ of Sec. \_\_\_\_\_, Tp. \_\_\_\_\_,  
(Smallest legal subdivision) (N. or S.)  
 R. \_\_\_\_\_, W. M., the proposed location being shown throughout on the accompanying map.  
(E. or W.)

## DESCRIPTION OF WORKS

Diversion Works— No dam

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 2" cent. pump  
(Size and type of pump)  
Tractor 18 H.P.  
(Size and type of engine or motor to be used, total head water is to be lifted, etc.)  
10 6 gpm sprinklers

\*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, ..... 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
1 N.	3 E.	26	NE $\frac{1}{4}$ NE $\frac{1}{4}$	15
			SE $\frac{1}{4}$ NE $\frac{1}{4}$	11

Property on which water is to be used is a part of that more explicitly described by applicant as follows: A tract of land in the County of Multnomah and State of Oregon, in Section 26, Township 1 North Range 3 East of the Willamette Meridian, described as follows: Beginning at a point in the south line of the D. F. Buxton Donation Land Claim in said Section, which point is 507.4 feet Easterly from the Southwest corner thereof, said point being the Southeast corner of a tract of land conveyed by D. F. Buxton and wife to Issac Newton Buxton by deed recorded April 30, 1894 in Deed Book 210, page 316, Records of Multnomah County, Oregon; running thence North along the East line of said Issac Buxton tract 3982.3 feet to the Northeast corner thereof, said corner being on the North line of said Buxton Donation Land Claim; thence East along said North line of said claim 520 feet to the Northwest corner of that tract of land conveyed by D. F. Buxton and wife to Mary Eliza Buxton by deed recorded April 30, 1894 in Deed Book 213, page 128 Records of Multnomah County, Oregon; thence South along the West line of said Mary Buxton tract 3965.9 feet to the South line of said Buxton Donation Land Claim; thence South 88° 25' West along the South line of said claim 520 feet to the place of beginning; EXCEPTING therefrom such portions of said premises lying within the right of way conveyed by David F. Buxton and wife to the Oregon Railway and Navigation Company by deed recorded June 8, 1881 in Deed Book 46,

(If more space required, attach separate sheet)

(Continued under Remarks)

(a) Character of soil ..... fine

(b) Kind of crops raised ..... vegetables

## 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, \$3000.00.....  
12. Construction work will begin on or before One year after approval.....  
13. Construction work will be completed on or before Two yrs. " ".....  
14. The water will be completely applied to the proposed use on or before 3 yrs. " ".....

(Sgd) M. A. Cerruti  
(Signature of applicant)

Remarks: (Continued from Item 8) page 412, and the right of way conveyed by Louisa V. Bristol and husband to the Oregon Railway and Navigation Company by deed recorded June 19, 1907, in Deed Book 387, Page 347, Deed Records of Multnomah County, Oregon; EXCEPTING also all portions of said premises lying within the boundaries of public roads and highways; SUBJECT ALSO to a perpetual right of way for an unobstructed passage by all those who now or may hereafter own any portion of the lands adjacent thereto over a strip of land 16 feet in width beginning at a point 38.8 feet north of the Southwest corner of said premises and running north 1256 feet more or less to the south line of the Sandy Road; ALSO SUBJECT TO an easement in favor of Charles S. Wilson, over a roadway 24 feet wide on the boundary line between the property herein described, and that of said Charles S. Wilson from the North line of the Sandy road to the lowlands north of the right of way of the O. R. & N. Co., as described in deed from L. V. Bristol and husband to the O. R. & N. Co. recorded in Book 387 page 347.

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 May 20, 1948.

WITNESS my hand this 20th day of April, 1948.

CHAS. E. STRICKLIN  
STATE ENGINEER

By  
Ed K. Humphrey, Assistant

Application No. 23038

Permit No. 18199

**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 February

1948 at 1:21 o'clock P. M.

Returned to applicant:

Corrected application received:

Approved:

July 30, 1948

Recorded in book No. 44 of

Permits on page 18199

CHAS. E. STRICKLIN

STATE ENGINEER

Drainage Basin No. 3 Page 4 A

Fees Paid \$15.00

**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 0.33 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 Salmon 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 16, 1948

Actual construction work shall begin on or before July 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 July, 1948

CHAS. E. STRICKLIN

STATE ENGINEER