

CERTIFICATE NO. 37496
~~18888~~

* APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Oregon

I, Fred Scheller (Name of applicant)
of Aloha Dairy Route 3, Hillsboro,
(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 Dairy Creek (Name of stream)
a tributary of Tualatin River

2. The amount of water which the applicant intends to apply to beneficial use is 1.16
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
(N. or S.) (E. or W.)
corner of N. 79° 17' W. 2771.3 ft. from the S.E. corner of Sec. 26, T. 1 N., R. 3 W., 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 SE 1/4 SW 1/4 of Sec. 26, Tp. 1 N,
(Give smallest legal subdivision) (N. or S.)
R. 3 W, W. M., in the county of Washington
(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—

6. (a) Height of dam none 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 1/2" Centrif. pump
(Size and type of pump)
20 HP - 3 ph electric motor
(Size and type of engine or motor to be used, total head water is to be lifted, etc.)
162.5 ft total head

* 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, 3000 ft.; size at intake, 6" main line, size at ft. from intake 1800 ft. 3" lateral pipe in.; size at place of use in.; difference in elevation between intake and place of use, ft. Is grade uniform? Yes Estimated capacity, 340 gpm. ~~.....~~ 45 - 7.56 gpm each, sprinkler heads

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 W	26	SW $\frac{1}{4}$ NE $\frac{1}{4}$	15.3
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	8.8
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	14.5
			SE $\frac{1}{4}$ SW $\frac{1}{4}$	9.4
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	25.5
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	16.6
				90.1

Chas. E. Stricklin State Engineer Salem, Oregon February 10, 1949

Property on which water is to be used is a part of that more explicitly described by applicant as follows: LEGAL DESCRIPTION OF PROPERTY FIGURING IN WATER RIGHTS APPLICATION NO. 23528

"Beginning at a point on the South line of the Jacob Weoley Donation Land Claim No. 49, in T. 1N. R. 3 W. W. M., 39.67 chains North 88 42' West from the Southeast corner of said Claim; thence North 1 30' East 44.93 chains; thence North 88 40' West 36 links; thence North 1 30' East 18 links to the center of road No. 344; thence North 88 40' West 20.45 chains to a point in said road No. 344; (Continued under Remarks)

(a) Character of soil Willamette silt loam
 (b) Kind of crops raised Ladino pasture

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, \$ 4200~~00~~.....

12. Construction work will begin on or before as soon as permit is granted

13. Construction work will be completed on or before June 1, 1949

14. The water will be completely applied to the proposed use on or before Oct 1, 1951

(Sgd) Fred Scheller

(Signature of applicant)

Remarks: (Continued from Item 8) thence South 25 West 45.18 chains to the South line of the Donation Land Claim aforesaid 19.88 1/2 chains East of the Southwest corner of said claim; thence South 88.42' East 19.97 chains to the place of beginning, containing 92.03 acres more or less, all situated in Washington County, Oregon."

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, 19.....

WITNESS my hand this day of, 19.....

STATE ENGINEER

Application No. 23528

Permit No. 18583

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 15th day of November, 1948, at 2:00 o'clock P. M.

Returned to applicant:

Corrected application received:

Approved:

April 25, 1949

Recorded in book No. 45 of Permits on page 18583

CHAS. E. STRICKLIN

STATE ENGINEER

Drainage Basin No. 2 Page 62 P

Fees Paid 24.00

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 1.13 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 Dairy 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 November 15, 1948

Actual construction work shall begin on or before April 25, 1950 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1951

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

October 1, 1952

WITNESS my hand this 25th day of April, 1949.

CHAS. E. STRICKLIN

STATE ENGINEER