Permit—12C—1-49

Permit No. 18722

CERTIFICATE No. 22468

* APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Oregon

I, M. P. Daughters & Erma R. Daughters (Name of applicant)

of Rt. 1, Gaston (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 Individual

1. *The source of the proposed appropriation is* Tualatin River (Name of stream), *a tributary of* Willamette River

2. *The amount of water which the applicant intends to apply to beneficial use is* 0.2250 *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.* (N. or S.) *and* ..... *ft.* (E. or W.) *from the* ..... *corner of* N. 23° 15' W. 1750 ft. from the SW corner of the W. O. Gibson (Section or subdivision) D.L.C. No. 44

(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 S.E. ¼ of S.E. ¼ (Give smallest legal subdivision) *of Sec.* 13, *Tp.* 1S (N. or S.), *R.* 4W (E. or W.), *W. M., in the county of* Washington

5. *The* Pipe Line (Main ditch, canal or pipe line) *to be* 600 ft. (Miles or feet) *in length, terminating in the* portable (Smallest legal subdivision) *of Sec.* ....., *Tp.* ..... (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-inch centrifugal pump (Size and type of pump) operated by 5hp. electric motor. Rate of capacity 100 gallons a minute. (Size and type of engine or motor to be used, total head water is to be lifted, etc.) Total head 15 feet.

* 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.

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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,* 900 *ft.; size at intake,* 3 *in.; size at* 600 *ft. from intake* 2 *in.; size at place of use* 2 *in.; difference in elevation between intake and place of use,* 15 *ft. Is grade uniform?* no *Estimated capacity,* 100 gallons minute ~~sec. ft.~~

8. *Location of area to be irrigated, or place of use* .....

Township	Range	Section	Forty-acre Tract	Number Acres To Be Irrigated
1S	4W	13	SE¼ of SE¼	.5
1S	4W	13	SW¼ of SE¼	17.5
				18.0

(If more space required, attach separate sheet)

(a) *Character of soil* Chehalis clay loam

(b) *Kind of crops raised* Cannery crops, 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* .....

.....

Beginning at a point in the center of a slough on the west boundary of the W. O. Gibson D.L.C. Claim 44 in T1S R 4W of the Will. Mer., said point being 2450.6 ft. north of the southwest corner of said DLC; thence southwesterly along center of said slough 1320 ft. more or less; thence south 81° 30' East 308 feet to an iron pin; thence south 7° 47' west 628 feet to the center of the Tualatin River; thence northeasterly along center of said river 2170 feet more or less to a point on said West boundary of said DLC said point being 2190 .9 feet north of said southwest corner of said DLC; thence north 23° 15' West 259.7 feet along said west boundary of DLC to the place of beginning, containing 18.50 acres, more or less.

Also beginning at a point in the center of the Forest Grove and Lafayette County Road S. 4° 14' W. 4302.5 ft. from a stone, the northeast corner of the R. S. Tupper C. #42, in T1S R4W W M. said point being the southwest corner of the Guy Hoover 7 acre tract as recorded in Book 80 page 336 records of deeds for Wash. Co. Oregon, running thence N. 64° 03' E. 396 ft to an iron; thence S. 26° 15' E. 76 feet to an iron; thence S. 64° 03' W. 394.2 ft. to a point in the center line of said County Road; thence N. 27° 35' West 76 ft. to the place of beginning, containing 0.69 acres.

Also a roadway described as follows: Beginning at an iron the S. E. corner of the above described tract; thence S. 26° 15' East 77.1 ft. to an iron the southerly corner of the above mentioned Hoover 7 acre tract; thence N. 64° 07' E. 191.3 ft. to an iron on the Hoover S. line; thence S. 82° 08' E. 403.4 ft. an iron on the line of the D. Stewart 15 acre tract as recorded in Book 93 page 466 records of Deeds for Washington County, Oregon, S. 7° 12' W. 80.3 feet from the N.E. corner of the said Stewart tract, thence South 7° 12' west 20 feet to an iron; thence north 82° 08' W. 403.4 feet to a point; thence south 64° 07' West 215.2 feet to a point; thence North 26° 15' West 97.1 feet to a point on the south line of the above described tract; thence north 64° 03' East 30 feet to the place of beginning, containing 0.323 acres,

EXCEPTING from the 18.50 acre tract, that 9 acre tract, more or less, described in Book 102 page 282 of the Records of Deeds for Washington County, Oregon deeded to Hoover, and a tract of about 1¼ acres described in Deed recorded in Book 102, page 280 of the Records of Deeds for Washington County, Oregon, deeded to Dale J. Stewart.

Also: Being part of R. S. Tupper D.L.C. No. 42 in T1S R4W, Will. Mer and more particularly bounded as follows, to-wit; Beginning where the center line of the Forest Grove and LaFayette Road crosses the slough in said claim, said beginning point being the S. W. corner of a tract of 10 acres conveyed to Joseph W. Swift by deed recorded at page 298 of Book 66, Records of Deeds for Washington County, Oregon; running thence S. 26° 25' E. 3.75 chains to a point from which an iron bears N. 63° 35' E. 30 ft; thence N. 63° 35' E. 6.00 chains to an iron; thence S. 26° 25' E. 2.32 chains; thence N. 63° 35' E. 5.00 chains to center of said slough; thence up center of said slough to place of beginning and containing 7.00 acres, more or less.
Also: Beginning at an iron on the right bank of slough, South 5° 29' East 4138.0 feet from a stone the Northeast corner of the R. F. Tupper Cl. #42, in T1S R4W, W. M., said point being the witness corner to the Southeast corner of the Guy Hoover 7-acre tract as recorded in Book 80 page 336 Records of Deeds for Washington County, Oregon, and the most Northerly corner of the D. Stewart 15-acre tract as recorded in Book 93 page 466 Records of Deeds for Washington County, Oregon, thence on the said Stewart North line South 85° 17' E. 308 feet to an iron, the N. E. Corner of the D. Stewart 15-acre tract; thence on the Stewart East line South 7° 12' West 80.3 feet to an iron; thence North 82° 08' West 403.4 feet to an iron on the division line between Stewart and Hoover; thence on said division line North 64° 07' East 114 feet to the place of beginning, containing 0.58 acres.

Also: Beginning at a stake on the left bank of slough S 9° 23' E-3685.4 ft. from a stone the N.E. corner of the R. F. Tupper Cl. 42-T1S-R4W-W.M.,Wash. County, Oregon; thence N. 67° 09' E-45 ft. more or less to the center line of said slough; thence in the center line of said slough up stream with all its meanderings in a southerly, Westerly and northerly direction to a point S 67° 09' W-220 ft. more or less from the beginning point; thence N. 67° 09' E-220 ft. more or less to the place of beginning; containing 1.75 acres more or less.

Also: Beginning at an iron on the right bank of slough, S. 5° 29' E. 4138 feet from a stone, the Northeast corner of the R. F. Tupper D. L. C. #42 in T. 1 S. R. 4 W.W.M. said point being the witness corner to the Southeast corner of the Guy Hoover 7-acre tract as recorded in Book 80 page 336 Records of Deeds for Washington County, Oregon, and the most northerly corner of the D. Stewart 15-acre tract as recorded in Book 93

page 466, Records of Deeds for Washington County, Oregon; thence on the South line of said Hoover tract North 64° 07' East 62 feet more or less, to the center line of the slough, said point being the Southeast corner of said Hoover tract; thence following the center line of slough down stream with all its meanderings in a Northerly and Easterly direction 1000 feet, more or less to a point, the Northeast corner of the herein described tract; thence South 6° 04' East 780 feet, more or less to an iron about 30 feet from the bank of the Tualatin River; thence south 77° 47' West 219.2 feet to an iron; thence South 76° 37' West 169.6 feet to an iron; thence North 82° 08' West 114.6 feet to an iron on the East line of the Stewart tract; thence North 7° 12' East 80.3 feet to an iron, the Northeast corner of Stewart tract; thence North 85° 17' West 308 feet to the place of beginning, containing 9 acres of land, more or less.

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, $ 1250.

12. Construction work will begin on or before May 1, 1949

13. Construction work will be completed on or before May 1, 1950

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

(Sgd) M. P. Daughters
(Signature of applicant)

(Sgd) Erma R. Daughters

Remarks: .....

(see attached sheet for description)

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. 23708

Permit No. 18722

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 14th *day of* April, *19* 49, *at* 8:00 *o'clock* A. *M.*

Returned to applicant:

Corrected application received:

Approved:

September 15, 1949

Recorded in book No. 46 *of Permits on page* 18722

CHAS. E. STRICKLIN
STATE ENGINEER

Drainage Basin No. 2 *Page* 54 B

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 0.225 *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 2½ 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 April 14, 1949

Actual construction work shall begin on or before September 15, 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 15th *day of* September, *19* 49

CHAS. E. STRICKLIN
STATE ENGINEER

Permits for power development are subject to the payment of annual fees as provided in sections 1 and 2, chapter 74, Oregon Laws 1933.

State Printing Dept. 28175