

CERTIFICATE NO. 20482

\* APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, H. C. Roberts (Name of applicant)

of 2600 Lake Road Milwaukie (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 Kellogg Lake (Name of stream)

a tributary of Willamette River

2. The amount of water which the applicant intends to apply to beneficial use is 0.025 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 2100 ft. N and 2630 ft. W from the SE corner of the Lot Whitcomb D L C (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 NW 1/4 SW 1/4 of Sec. 36, Tp. 1 S (Give smallest legal subdivision) (N. or S.)

R. 1 E, W. M., in the county of Clackamas (E. or W.)

5. The (Main ditch, canal or pipe line) to be (Miles or feet) in length, terminating in the (Smallest legal subdivision) of Sec. (N. or S.)

R. (E. or W.), W. M., the proposed location being shown throughout on the accompanying map.

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 (Size and type of pump)

3 HP Wisconsin gas engine (Size and type of engine or motor to be used, total head water is to be lifted, etc.)

3 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 S	1 E	36	NE $\frac{1}{4}$ SW $\frac{1}{4}$	0.5
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	1.5

Land on which water is to be used is a part of that more explicitly described by applicant as follows:

Beginning at a 3/4 inch iron pipe in the northwesterly boundary of HOESLY'S LAKE SIDE ADDITION, a Townplat recorded in Book 17, on Page 1, Record of Townplats for Clackamas County, Oregon, that is South 31° 30' West 411.07 feet distant from a 3/4 inch iron pipe located at the most northerly corner of Block 1 of said plat in the Southwesterly boundary of Lake Road; from said beginning point thence North 59° 02' 35" West 124.76 feet to a 1/2 inch iron pipe; thence South 30° 57' 25" West 340.00 feet more or less to low water on the right bank of Kellogg Lake; thence Southeasterly, following the low water line of the right bank of Kellogg Lake to a point that is South 31° 30' West from the hereinbefore mentioned point of beginning; thence North 31° 30' East 15.00 feet more or less to a 3/4 inch iron pipe on the northwesterly boundary of said HOESLY'S ADDITION; thence, continuing North 31° 30' East 361.49 feet to the place of beginning of the tract herein conveyed containing 1.007 acres more or less, together with the riparian rights adjacent thereto.

A tract of land located in the Lot Whitcomb Claim No. 38 in T.1.S.R.1.E. of the W.M., being more particularly described as follows, to-wit:

Beginning at 3/4 inch iron pipe in the southwesterly boundary of Lake Road at the  
(If more space required, attach separate sheet)  
 (continued under Remarks)

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

(b) Kind of crops raised ..... truck garden .....

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, \$ 500<sup>00</sup>.....

12. Construction work will begin on or before Has been commenced.....

13. Construction work will be completed on or before 2 years after approval.....

14. The water will be completely applied to the proposed use on or before 3 yrs " " ".....

(Sgd) H. C. Roberts by Mrs. H. C. Roberts  
(Signature of applicant)

Remarks: (continued from Item 8)

most northerly corner of Block 1, HOESLY'S LAKE SIDE ADDITION, a townplat recorded in Book 17 on page 1, record of Townplats for Clackamas County, Oregon; from said beginning point thence following the northwesterly boundary of said Block 1, South 31°30' West 411.07 feet to a 3/4 inch iron pipe; thence North 59°02'35" West 124.76 feet to a 1/2 inch iron pipe marking the true point of beginning of the tract herein conveyed; from said true point of beginning thence continuing North 59°02'35" West 143.79 feet to a 1/2 inch iron pipe; thence South 30°57'25" West 293.72 feet to a 3/4 inch iron pipe; thence continuing South 30°57'25" West 90.00 feet more or less to the low water line of the right bank of Kellogg Lake; thence Southeasterly following the low water line of the right bank of Kellogg Lake to a point that is South 30°57'25" West from the hereinbefore mentioned true point of beginning; thence North 30°57'25" East 340.00 feet more or less to the true point of beginning of the tract herein described, containing 1.042 acres more or less, together with the riparian rights adjacent thereto.

ALSO a tract of land located in the Lot Whitcomb Claim No. 38 in T.L.S.R.L.E. of the W.M., to be used for road purposes and being six feet on each side, when measured at right angles to the following described center line.

Beginning at a 3/4 inch iron pipe located in the southwesterly boundary of Lake Road that is North 57°56' West 234.46 feet distant from a 3/4 inch iron pipe located at the most northerly corner of Block 1 in the southwesterly boundary of Lake Road of HOESLY'S LAKE SIDE ADDITION, a townplat recorded in Book 17, on page 1, record of Townplats for Clackamas County, Oregon, from said beginning point thence South 36°06' West 122.16 feet to a 3/4 inch iron pipe; thence South 31°06' West 294.00 feet to a 3/4" iron pipe for a terminus; said land for the purpose of a roadway and subject to the rights of other parties heretofore and hereafter receiving conveyance for the same purpose.

Situate in the County of Clackamas and State of 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. 23710

Permit No. 18723

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 April, 1949, at 1:04 o'clock P. M.

Returned to applicant:

Corrected application received:

Approved:

September 15, 1949

Recorded in book No. 46 of

Permits on page 18723

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 2 Page 76 V

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 0.025 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 Lake

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 April 15, 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, 1949

CHAS. E. STRICKLIN

STATE ENGINEER