

* APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, Ernest M. Harris (Name of applicant) of Route 1, St. Helens, Oregon (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 Milton Creek (Name of stream), a tributary of Scappoose Bay

2. The amount of water which the applicant intends to apply to beneficial use is 0.125 cubic feet per second. Milton Creek (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 corner of (N. or S.) (E. or W.) (Section or subdivision) N. 46° 19' E. 993.4 feet from the southwest corner of the southwest 1/4 of the northeast 1/4 of section 1 township 4 north, range 2 West of the Willamette meridian (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 SW 1/4 of the NE 1/4 of Sec. 1, Tp. 4 N., R. 2 W., W. M., in the county of Columbia (Give smallest legal subdivision) (N. or S.) (E. or W.)

5. The Pipe line to be 1350 feet (Main ditch, canal or pipe line) (Miles or feet) in length, terminating in the NW 1/4 of the NE 1/4 of Sec. 1, Tp. 4 N., R. 2 W., W. M., the proposed location being shown throughout on the accompanying map. (Smallest legal subdivision) (N. or S.) (E. or W.)

DESCRIPTION OF WORKS

Diversion Works—

6. (a) Height of dam 2 feet, length on top 20 feet, length at bottom 17 feet; material to be used and character of construction gravel and clay (Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate none - to be pumped (Timber, concrete, etc., number and size of openings)

(c) If water is to be pumped give general description 5 H.P. motor head 140 ft (Size and type of pump) (Size and type of engine or motor to be used, total head water is to be lifted, etc.)

* 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, 1350 ft.; size at intake, 1½ in.; size at Pump ft. from intake 4 in.; size at place of use 4 in.; difference in elevation between intake and place of use, 100 ft. Is grade uniform? yes Estimated capacity, 0.20 sec. ft.

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

Township	Range	Section	Forty-acre Tract	Number Acres To Be Irrigated
<u>4 N</u>	<u>2 W</u>	<u>1</u>	<u>SW ¼ of NE ¼</u>	<u>2.7</u>
<u>4 N</u>	<u>2 W</u>	<u>1</u>	<u>NW ¼ of NE ¼</u>	<u>7.3</u>
				<u>10</u>

(If more space required, attach separate sheet)

(a) Character of soil sandy loam

(b) Kind of crops raised pasture & hay

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, \$ 1000.....

12. Construction work will begin on or before April 1, 1950.....

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 May 15, 1950.....

(Sgd) Ernest M. Harris.

(Signature of applicant)

(Sgd) Estella M. Harris

Remarks: Copy of legal description of ownership; recorded in bk 76-77 deed records Columbia County, Oregon:

The north 1/2 of the NE 1/4 of section 1 T. 4 N, R. 2 WWM; excepting therefrom the tract of land conveyed to Leopold Dupont by J.A. Wikstrom and Mary Wikstrom, his wife by deed recorded in March 25, 1908 in book 9 at page 513 deed records of Columbia County, Oregon; also excepting therefrom that tract of land conveyed to Lucy Howard by C.L. Lovell and Sadie E. Lovell, by deed dated January 2, 1912 and recorded Jan. 10, 1912 in book 17 at page 202 of deed records. Also beginning at the Northwest corner of the southwest 1/4 of northeast 1/4 of section 1 T. 4 N, R. 2 WWM; thence running south on the west boundary line of said NE 1/4 of SW 1/4 to the southwest corner thereof; thence running east on the south boundary line of the said NE 1/4 to the center line of Milton Creek to a point, said point to be a sufficient distance east of the west line of said NE 1/4 from which a line if extended north and parallel with said west boundary line to intersect the north boundary line of said SW 1/4 of NE 1/4 of the within described tract would contain 20 acres; thence from said point in Milton creek north and parallel with the west boundary line of said NE 1/4 to the north boundary line of the SW 1/4 of NE 1/4; thence west to the place of beginning and containing 20 acres of land, the same being situated on the north and west side of Milton Creek in the SW 1/4 of the NE 1/4 of said section 1; excepting therefrom the tract of land conveyed to the Nehalem Investment Co by Charles L. Lovell and Sadie E. Lovell his wife by deed dated February 2, 1917 and recorded Feb. 17, 1917 in book 24, page 368 deed records of Columbia 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. 24317

Permit No. 19061

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 6th day of December, 1949, at 8:00 o'clock A. M.

Returned to applicant:

Corrected application received:

Approved:

March 15, 1950

Recorded in book No. 46 of Permits on page 19061

CHAS. E. STRICKLIN

STATE ENGINEER

Drainage Basin No. 3 Page 4 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 0.125 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 Milton 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 December 6, 1949

Actual construction work shall begin on or before March 15, 1951 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1952

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

October 1, 1953

WITNESS my hand this 15th day of March, 1950

CHAS. E. STRICKLIN

STATE ENGINEER