

* APPLICATION FOR PERMIT

CERTIFICATE NO. 20524

To Appropriate the Public Waters of the State of Oregon

I, D. W. Cutsforth (Name of applicant)
of Canby Rt. 1, Box 348 (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 a pond formed by springs (Name of stream)
Milk Creek, trib. Molalla R., a tributary of

2. The amount of water which the applicant intends to apply to beneficial use is 0.32 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 1787 ft. S and 1718 ft. E from the W¹/₄ corner of Sec. 12, T. 4 S., R. 1 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 SE¹/₄ SW¹/₄ of Sec. 12, Tp. 4 S.,
(Give smallest legal subdivision) (N. or S.)
R. 1 E., W. M., in the county of Clackamas
(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,

Pond is approximately 30 ft. wide and 200 ft. long; and average depth of 2 ft.
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 125 gpm pump
(Size and type of pump)

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

12 — 9 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, 1150 ft.; size at intake, 4 in.; size at 1000 ft. from intake 3 1/2 in.; size at place of use 2 in.; difference in elevation between intake and place of use, 6 ft. Is grade uniform? Fairly 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
4 S.	1 E.	12	SW 1/4 SW 1/4	11
			SE 1/4 SW 1/4	14
				<u>25</u>

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

Description of deed recorded in book 333 page 3 in "Records of Deeds for Clackamas County, Oregon."

Paul and Hulda Anderson to Dale W. and Lillian I. Cutsforth, "Beginning at N.E. corner of south half of S.W. quarter of Section 12, Township 4 S., Range 1 E. W.M. — thence west 160 rods; thence south 30 rods; thence east 160 rods; thence north 30 rods."

"Except from the above a right of way deed— June 5th. 1912 to Portland— Eugene— Eastern Railway Co. containing .67 Acres more or less; and a second right of way deed Sept. 19th. 1912 to the Portland— Eugene— Eastern Railway Co. containing .39 Acres more or less."

Also "Excepting that tract of land sold to Crown Zellerbach Corp. and Weyerhaeuser Timber Co. being that part of the above tract lying south and west of the Portland— Eugene— Eastern Railway Co.'s right of way."

(If more space required, attach separate sheet)

(a) Character of soil Newberg Silt and Sandy loam & Chehalis

(b) Kind of crops raised Truck Garden Gladiolus 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

Application No. 24420

Permit No. 19258

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 2nd day of February, 1950, at 2:00 o'clock P. M.

Returned to applicant:

Corrected application received:

Approved:

June 30, 1950

Recorded in book No. 47 of Permits on page 19258

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 2 Page 32 F

Fees Paid 15.00

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 0.32 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 a pond formed by springs

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 2, 1950

Actual construction work shall begin on or before June 30, 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 30th day of June, 1950.

CHAS. E. STRICKLIN

STATE ENGINEER