

CERTIFICATE NO. 22757

Superseded by 61989 &  
Cert. No. 68520

\* APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Oregon

I, Charles F. Herinckx (Name of applicant)  
of Forest Grove Route 2, Box 251 (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 East Fork of 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 1.28  
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 corner of  
N6° 39' E 622.4 feet from the Ben. Cornelius Jr. D.L.C. SE corner in SE 1/4 of NW 1/4  
of section 9.  
(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 of NW 1/4 of Sec. 9, Tp. 1N, R. 3W, W. M., in the county of Washington

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—

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 Goulds pump - 3 - 4 & 7 (Size and type of pump)  
30 HP electric motor (Size and type of engine or motor to be used, total head water is to be lifted, etc.)  
26 - 20 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, 2620 ft.; size at intake, 6 in.; size at ..... ft. from intake ..... in.; size at place of use 4 in.; difference in elevation between intake and place of use, 25 ft. Is grade uniform? yes 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
1N	3W	8	NW $\frac{1}{4}$ of NE $\frac{1}{4}$	6.6
1N	3W	8	NE $\frac{1}{4}$ of NE $\frac{1}{4}$	9.5
1N	3W	8	SW $\frac{1}{4}$ of NE $\frac{1}{4}$	10.2
1N	3W	8	SE $\frac{1}{4}$ of NE $\frac{1}{4}$	21.1
1N	3W	8	NE $\frac{1}{4}$ of SE $\frac{1}{4}$	1.3
1N	3W	9	NW $\frac{1}{4}$ of NW $\frac{1}{4}$	10.2
1N	3W	9	SW $\frac{1}{4}$ of NW $\frac{1}{4}$	29.1
1N	3W	9	NW $\frac{1}{4}$ of SW $\frac{1}{4}$	1.9
1N	3W	9	SE $\frac{1}{4}$ of NW $\frac{1}{4}$	8.7
1N	3W	9	NE $\frac{1}{4}$ of NW $\frac{1}{4}$	4.0
			Total	102.6

(If more space required, attach separate sheet)

(a) Character of soil Willamette Loam .....

(b) Kind of crops raised seed pasture general dairying .....

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, \$ 8000.00.....

12. Construction work will begin on or before One year after approval.....

13. Construction work will be completed on or before two years " ".....

14. The water will be completely applied to the proposed use on or before 3 years after approval.....

(Sgd) Charles F. Herinckx.....

(Signature of applicant)

Remarks: Legal Description of property: Being a part of the D.L.C. of John Harris in Section 9, T1N, R3W, W.M., and more particularly described as follows: Beginning 18.86 chains north of the southeast corner of the John Harris D. L. C. In section 9, T1N, R3W, and running; thence north on the east line of said claim 4 rods more or less to the southeast corner of the land of Henry Vanderzanden in said D.L.C.; thence westerly on the south line of the land of said Henry Vanderzanden thence south to the north line of the 116.40 acre tract of land purchased by Matthew King from J. W. Shute et ux; thence east on the north line of said 116.40 acre tract of land of Matthew King to the place of beginning, containing 1 acre more or less. Also commencing at the southeast corner of the D.L.C. of John Harris #55 in T1N, R3W, and running thence; north on the east line of said claim 18.86 chains to a post; thence west 59.01 chains to a post; thence south 13.50 chains to a stone; thence east 29.37 chains to a post; thence S16° E 21.33 chains to a post on the south line of said Harris D.L.C.; thence N57° 45' E 28.19 chains to the place of beginning containing 116.40 acres. Also beginning at the northwest corner of the Ben Cornelius Jr. D.L.C. in T1N, R3W, and running; thence east along the north line of said claim to the center of east Dairy Creek; thence southerly following the center line of Dairy Creek to the north line of the right of way of the Pacific Railroad and Navigation Company's right of way; thence northwesterly along the north line of said right of way to the west line of the Ben Cornelius Jr. D. L.C.; thence south to the place of beginning containing 11 1/2 acres more or less excepting however from this conveyance that certain tract containing 4 1/2 acres more or less in the Ben Cornelius Jr. D.L.C. in T1N, R3W, Washington County, Oregon, as is more particularly described in Volume 113 page 120 Record of Deeds of said county and state and excepting further from this conveyance those 2 tracts of land deeded to the Pacific Railroad and Navigation Company which two tracts are more particularly described in Volume 72 page 251 and Volume 85 page 265(b) Deed Records of 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.....

Application No. 24511

Permit No. 19304

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 16th day of March 1950, at 11:38 o'clock A.M.

Returned to applicant:

Corrected application received:

Approved:

June 30, 1950

Recorded in book No. 47 of Permits on page 19304

CHAS. E. STRICKLIN

STATE ENGINEER

Drainage Basin No. 2 Page 62R

Fees Paid \$25.65

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 1.28 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 East Fork 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 March 16, 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 (changed to Oct. 1, 1955)

WITNESS my hand this 30th day of June, 1950

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.