

* APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, Edwin Siuantel (Name of applicant) of Route #3, Hillsboro, (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 McKay Creek a tributary 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 0.6 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 (N. or S.) (E. or W.) (Section or subdivision) N86°30'E 3236.7 feet from the northwest corner of the William Jolly D.L.C. #74 in section 13, T1N, R3W, W. M. (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 Sec. 13, Tp. 1N, R. 3W, W. M., in the county of Washington (Give smallest legal subdivision) (N. or S.) (E. or W.)

5. The pipeline to be 2800 ft. in length, terminating in the of Sec. 13, Tp. 1N, R. 3W, W. M., the proposed location being shown throughout on the accompanying map. (Main ditch, canal or pipe line) (Miles or feet) (Smallest legal subdivision) (N. or S.) (E. or W.)

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 Centrifugal (Size and type of pump) 10 HP to start with - Probably 20 HP later (Size and type of engine or motor to be used, total head water is to be lifted, etc.) Electric, 16 - 8 gpm sprinklers - 130 gpm to start 134' TDH

* 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.

MCH-DEC

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, 1450 ft.; size at intake, 5 in; size at 1450 ft. from intake 4 in.; size at place of use 3 & 2 in.; difference in elevation between intake and place of use, 40 ft. Is grade uniform? **yes** Estimated capacity, 9/10 sec. ft.

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

Township	Range E. or W. of Willanette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
1N	3W	13	NE 1/4 NW 1/4	2.3
1N	3W	13	NW 1/4 NE 1/4	12.2
1N	3W	13	NE 1/4 NE 1/4	2.1
1N	3W	13	SE 1/4 NW 1/4	5.9
1N	3W	13	SW 1/4 NE 1/4	22.0
1N	3W	13	SE 1/4 NE 1/4	3.5
				48.0

Description of Edwin Simantel property (Book 219 page 675)

A tract of land situated in Section 13 T1N R3W of the W.M. in the Jacob Hoover D.L.C. #46 Notification No. 146 in Washington County, Oregon conveyed to the United States Government by John L. Starkey by deed recorded May 11, 1937 in Book 164 page 313 of deed records Washington County, Oregon said tract being more particularly described as follows: to wit:

Beginning at a point marked by a 3/4" iron pipe on the South line of the Jacobs Hoover D.L.C. and on the North line of the William Jolly D.L.C. #74 Notification # 511 from which point the Northwest corner of the Wm. Jolly D.L.C. is North 87° 19' 49" West 207.47 feet as measured along the D.L.C. line thence South 87° 19' 49" East 1986.1 feet along the South line of the Jacob Hoover D.L.C. to a point marked by a 3/4" iron pipe at the Southwest corner of the Tualatin Plains Presbyterian Church and cemetery grounds to a point marked by a 2" iron pipe, thence North 2° 35' 12" East 293.51 feet along the line common with said Church grounds marked by a 2" iron pipe, thence North 3° 53' 02" East (SEE REMARKS)

(a) Character of soil Willanette & Chehalis

(b) Kind of crops raised Clover - grass - Berries - cannery crops

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

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, \$ 4500

12. Construction work will begin on or before Jan. 15 - 1951

13. Construction work will be completed on or before May 1, 1951

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

(Sgd) Edwin Simantel

(Signature of applicant)

Remarks: (No. 8 Cont) 144.51 feet along the line common with said Church grounds marked by a 2" iron pipe, thence South 87°21'02" East 307.63 feet along the line common with said Church grounds to a point marked by a 2" iron pipe, thence South 2° 22' 23" West 439.98 feet along a line common with said Church grounds to a point marked by a 3/4" iron pipe on the South line of the Jacob Hoover D.L.C., thence South 87°19'49" East 725.88 feet along said D.L.C. line to a point marked by a 3/4" iron pipe on the West line of the J.W. Bailey property thence North 1°41'12" East 1686.58 along the line common with the J.W. Bailey property to a point marked by a stone on the South line of the W. A. Hoover property thence South 1°50'52" East 656.67 feet along the line common with the W. A. Hoover property to a point marked by a stone, thence North 80°15'57" West 1952.13 feet along the line common with the W.A. Hoover property to a point on the Center line of a county road said point referenced by a 3/4" iron pipe set back on line 30.74 feet, thence South 22°20'2" West 1035.85 feet along the center line of the County road to a point referenced by 3/4" iron pipe set South 81°28'40" East 30.89 feet said point being also the Northwest corner of the property retained by John L. Starkey, thence South 81°28'40" East 133.08 feet along the line common with the John L. Starkey property marked by a 2" iron pipe thence South 8°56'22" West 285.40 feet along the line common with the John L. Starkey property to the place of beginning. This Unit containing 95.348 acres more or less.

Less the following deeded tracts of land:

Simantel-Smith Deed records Washington County, Oregon Book 300 page 273

Beginning at the Southeast corner of that certain 95.348 acre tract of land particularly described in Deed records (Book 219 page 675) of deed records Washington County, Oregon thence North on the East line of said tract of land 593 feet, thence West 251 feet more or less to the center of McKay Creek, thence South down the center of said creek to the South line of said 95.348 acre tract, thence East along the south line of said tract 251 feet more or less to the place of beginning.

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 completion

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before February 13,, 19 51

WITNESS my hand this 11th day of January 19 51

HAS. E. STRICKLIN

STATE ENGINEER

(S;d) ED. K. Humphrey
By Ed K. Humphrey, Assistant

mrh

Application No. 25546

Permit No. 20059

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 3rd day of January

19 51, at 1:25 o'clock P. M.

Returned to applicant:

Corrected application received:

Approved:

June 15, 1951

Recorded in book No. 49 of

Permits on page 20059

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 2 Page 62-U

Fees Paid \$17.70

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 0.60 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 McKay 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 January 3, 1951

Actual construction work shall begin on or before June 15, 1952 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1953

Complete application of the water to the proposed use shall be made on or before October 1, 1954

WITNESS my hand this 15th day of June, 19 51.

CHAS. E. STRICKLIN

STATE ENGINEER