

*APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Oregon

I, John C. McKenzie
 of Rt. 2, Box 131, Estacada
 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 Clear Creek, unnamed stream and Reservoir, a tributary of Clackamas River
constructed under Permit No. R-626

2. The amount of water which the applicant intends to apply to beneficial use is 2.06
 cubic feet per second.

3. The use to which the water is to be applied is irrigation and supplemental irrigation

4. The point of diversion is located _____ ft. _____ and _____ ft. _____ from the corner of _____
 (N. or S.) (E. or W.)
 (Section or subdivision)
Portable pumping - anywhere where unnamed stream and Clear Creek are within applicants property

(If there is more than one point of diversion, each must be described. Use separate sheet if necessary.)
 being within the SE 1/4 NW 1/4, E 1/2 SW 1/4, W 1/2 SE 1/4 of Sec. 10, Tp. 3S,
 (Give smallest legal subdivision) (N. or S.)
 R. 3E, W. M., in the county of Clackamas

5. The _____ to be _____
 (Main ditch, canal or pipe line) (Miles or feet)
 in length, terminating in the _____ of Sec. _____, Tp. _____, R. _____, 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 _____ 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 Could 2x3x7 320gpm 72H 110
Will use pump and sprinklers details not determined
 (Size and type of pump)
20 HP 3Phase Elec Motor 25 13/64 x 5/32 4.4V about 12gpm each
 (Size and type of engine or motor to be used, total head water 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.

20682

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	
				PRIMARY	SUPPLEM.
35.	3E	10	SE $\frac{1}{4}$ NW $\frac{1}{4}$	200	
"	"	"	NE $\frac{1}{4}$ SW $\frac{1}{4}$	250	
"	"	"	SE $\frac{1}{4}$ SW $\frac{1}{4}$	130	
"	"	"	NW $\frac{1}{4}$ SE $\frac{1}{4}$	230	100
"	"	"	SW $\frac{1}{4}$ SE $\frac{1}{4}$	260	40
"	"	"	NE $\frac{1}{4}$ SE $\frac{1}{4}$	110	30
"	"	"	SE $\frac{1}{4}$ SE $\frac{1}{4}$	195	30
			Total	1375	200

(If more space required, attach separate sheet)

(a) Character of soil - 12) heavy loam - beaver dam - gravel.
(b) Kind of crops raised pasture and some berries.

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.

(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.

Tp. R. W. M.

(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.

(h) The use to which power is to be applied is

(i) The nature of the mines to be served

24455

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

Tract 1. Part of the Z. C. Norton D.L.C. #46 in T.3.S.R.3.E. W.M., described as:

Beginning at a point on the west line of said D.L.C. 40.01 rods north of the southwest corner thereof; thence north on claim line to a point 27.90 chains north of the southwest corner of said claim and to the southwest corner of land conveyed to Sprague; thence east 14.53 chains; thence south to a point 40.01 rods north of the south line of the said claim; thence west 14.53 chains to the place of beginning, containing 25.00 acres, more or less.

Tract 2. The north one-half of the Donation Land Claim of Rana Mattoon #47 in T.3.S.R.3.E.W.M., containing 160.00 acres, more or less.

Tract 3. Part of the Oran Mattoon D.L.C. #45 in T.3.S.R.3.E. W.M., described as:

Beginning at the southwest corner of said D.L.C., thence north on claim line 14.53 chains, more or less to the south line of land conveyed to Paul E. Scheeff and Leta E. Scheeff his wife by deed recorded January 24th, 1945 in book 333 page 92 records of Clackamas County, Oregon; thence east along south line of said Scheeff land and Cedarhurst #2, 27.50 chains, more or less, to the land conveyed to John Thomas and Nellie C. Thomas, his wife, by deed recorded January 27th, 1941 in book 276 page 152 said records; thence south along the west line of said Thomas land 14.53 chains, more or less, to the south line of said D.L.C.; thence west on claim line 27.90 chains, more or less, to the place of beginning.

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, \$ 5000.00
 12. Construction work will begin on or before One year after approval.
 13. Construction work will be completed on or before 2 yrs. " " "
 14. The water will be completely applied to the proposed use on or before 3 " " "

John C. McKenzie
 (Signature of applicant)
 By *Gertrude Martha McKenzie*

Remarks:

My knowledge of the irrigation of the lands to which the rights evidenced by Certificate of water right Numbers 11689, 11700 and 11753 are appurtenant to has been that obtained since my purchase of the same in 1948, therefore I have no knowledge of the extent of the amount of lands which have been irrigated under these rights. I propose to make some extensive development and improvement upon the lands in connection with the utilization of waters and this application for a permit is filed for the purpose of protecting the water right in case that the courts would later hold that part of the lands to which the aforesaid rights are appurtenant has been lost. It is not the intention in filing this application to abandon or admit that the water rights has been lost for any reason.

John C. McKenzie
 By *G M M*

8.5 acres are to be irrigated from unnamed stream

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

PERMIT

STATE OF OREGON, }
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 1.969 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 Clear Creek, unnamed stream and reservoir described in certificate recorded on Page 11689, State Record of Water Rights Certificates.

The use to which this water is to be applied is irrigation and supplemental irrigation of not to exceed a total of 157.5 acres, being 1.863 c.f.s. from Clear Creek and 0.106 c.f.s. from unnamed stream and reservoir.

If for irrigation, this appropriation shall be limited to 1/80th of one cubic foot per second or its equivalent for each acre irrigated from direct flow and shall be further limited to a diversion of not to exceed 2 1/2 acre feet for each acre irrigated during the irrigation season of each year from direct flow and storage from reservoir to be constructed under Permit No. R- ; provided further that the amount of water allowed herein, together with the amount secured under any other right existing for the same lands shall not exceed the limitation allowed herein,

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 25, 1950

Actual construction work shall begin on or before March 31, 1950 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1954

Complete application of the water to the proposed use shall be made on or before October 1, 1955

WITNESS my hand this 31st day of March 1952

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

Application No.		PERMIT	
Permit No.		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	day of		
19	at	o'clock	M.
Returned to applicant:			
Corrected application received:			
Approved:			
March 31, 1952			
Recorded in book No.	51	of	
Permits on page	200000		
Chas. E. Stricklin		STATE ENGINEER	
Drainage Basin No.		Page	
Fees Paid	\$ 25.40		