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21223

Permit No.

STATE ENGINEER
SALEM, OREGON

Special

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, E. B. Horton,
of Route I, Box 259, Troutdale,
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 Spring forming Shannon Creek
(Name of stream)
a tributary of Willamette

2. The amount of water which the applicant intends to apply to beneficial use is 7 gal per M.
cubic feet per second.

**3. The use to which the water is to be applied is domestic including irrigation
of not to exceed 1/2 acre lawn and garden.

4. The point of diversion is located 1150 ft. S and 260 ft. E from the SW
corner of Section 25.
(Section or subdivision)

being within the N.W. 1/4 of Sec. 25, Tp. 2, S.
(Give smallest legal subdivision) (N. or S.)

R. I E, W. M., in the county of Clackamas
(E. or W.)

5. The pipe-line to be 600 feet
(Main ditch, canal or pipe line) (Miles or feet)
in length, terminating in the N.E. 1/4 of the N.W. 1/4 of Sec. 26, Tp. 2 S.
(Smallest legal subdivision) (N. or S.)

R. I E, 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 3 feet, length on top 3 feet, length at bottom 3 feet; material to be used and character of construction concrete
(Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate

(c) If water is to be pumped give general description 1 H.P. cylinder pump,
1/2 H.P. electric motor. Total head to be lifted 70 feet.
(Size and type of pump)
(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.

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, 600 ft.; size at intake, 1 1/2 in.; size at 580 ft. from intake 1 1/4 in.; size at place of use 3/4 in.; difference in elevation between intake and place of use, 70 ft. Is grade uniform? No Estimated capacity, 1 1/2 Gal sec. ft.

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

Township	Range	Section	Forty-acre Tract	Number Acres To Be Irrigated
2 S	1 E	26	NE 1/4 NE 1/4	14 3/4 dem.
2 S	1 E	25	N.W. 1/4 N.W. 1/4	1 1/4 dem.

"Beginning at the Northeast corner of that certain tract of land in the S.W. Shannon and wife D.L.C. conveyed by Pauline and Edward Bolton to E.E. Charman and T.L. Charman and which is described in that certain warranty deed recorded in Book 28 on page 493 records of deeds for Clackamas County, Oregon, and running thence South along the division line between the husband's half and the wife's half of said D.L.C., 40.07 feet; thence westerly at right angles to said line 141.83 feet to the westerly line of said Charman tract; thence North 84 1/2 ft. East 1152.65 feet to the northerly line of said Charman tract; thence East 825 feet along the northerly line of the said Charman tract to the place of beginning, containing 25 acres, more or less, together with one-fourth of the water in that certain spring on said Charman tract together with the right to lay, maintain and keep in repair a pipe of sufficient size to accommodate the said water hereby conveyed. Also a right of way 30 ft. wide for road purposes along the westerly line of the Charman tract from the N.W. corner of the above described tract southerly to the intersection of the county road."

(a) Character of soil
 (b) Kind of crops raised Garden.

Power or Mining Purposes—

9. (a) Total amount of power to be developed
 (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.
 (No. N. or S.) (No. E. or W.)
 (f) Is water to be returned to any stream? No.
 (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

1. (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 172

(Answer questions 11, 12, 13, and 14 in all cases)

- 11. Estimated cost of proposed works, \$ 500.
- 12. Construction work will begin on or before _____
- 13. Construction work will be completed on or before It is completed.
- 14. The water will be completely applied to the proposed use on or before _____

E. B. Horton
(Signature of applicant)

Remarks: When I purchased the 25 acres in 1916, it was with the assurance from the seller, Mr. Charman, that he could and would give me a one fourth water right on a spring he owned on an adjoining tract, together with the right to lay, maintain and keep in repair a pipe of sufficient size to accommodate the said water supply conveyed. With this understanding, I have finished building two modern houses, and they are entirely dependent upon water from the spring. It is now necessary to obtain a legal right as soon as possible.

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 _____

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 7/8 gallon per minute ~~subject to measurement~~ measured at the point of diversion from the stream, or its equivalent in case of rotation with other water users, from an unnamed spring

The use to which this water is to be applied is domestic, including irrigation of not to exceed 1/2 acre lawn and garden.

If for irrigation, this appropriation shall be limited to ----- of one cubic foot per second

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 May 5, 1952

Actual construction work shall begin on or before June 30, 1953 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 30th day of June 19 52

STATE ENGINEER

Permits for power development are subject to the payment of annual fees as provided in sections 1 and 2, chapter 76, Oregon Laws 1933.

Application No. 27141
Permit No. 21223

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 5th day of May 1952, at 11:04 o'clock A. M.

Returned to applicant:

Corrected application received:

Approved:

June 30, 1952

Recorded in book No. 21223 of Permits on page

CHAS. E. STRICKLIN

STATE ENGINEER

Drainage Basin No. 2 Page 7146

Fees Paid 20.00