

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, We, George E. Fall and Mary H. Fall

(Name of applicant)

of Route 1, Box 466, West Linn

(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 the Willamette

(Name of stream)

River, a tributary of the Columbia River

2. The amount of water which the applicant intends to apply to beneficial use is 1

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 at the end of the following courses and distances

South 303.5 feet and East 25 feet from the one-quarter corner

(Section or subdivision)

on the north line of Section 21, T38, R1E, W.M., Clackamas County,

Oregon; thence South 76 degrees 53' 285 feet; thence South 62 degrees

00' East 153.2 feet; thence North 80 degrees 30' East 142.2 feet; thence

(If preferable, give distance and bearing to section corner)

South 27 degrees 00' East 130.00 feet.

(If there is more than one point of diversion, each must be described. Use separate sheet if necessary)

being within the NW 1/4 of the NE 1/4 of Sec. 21, Tp. 3 S

(Give smallest legal subdivision)

(N. or S.)

R. 1 E, W. M., in the county of Clackamas

(E. or W.)

5. The main pipe line to be 3810 feet

(Main ditch, canal or pipe line)

(Miles or feet)

in length, terminating in the SW 1/4 of Sec. 16 & SE 1/4 of Sec. 16, Tp. 3 S

(Smallest legal subdivision)

(N. or S.)

R. 1 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 None feet, length on top feet, length at bottom

feet; material to be used and character of construction

(Use block and timber for rock)

rock and brush, timber crib, etc., wasteway over or around dam:

(b) Description of headgate None (Timber, concrete, etc., number and size of openings)

(c) If water is to be pumped give general description 40 H.P. Electric Centrifugal Pump

(Size and type of pump)

279.0 total head in feet

(Size and type of engine or motor to be used, total head water is to be lifted)

\*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 small quantities, shall 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.

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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.

2020 Laterals

(c) Length of pipe, 3810 M.A.L.s. ft.; size at intake, 7 in.; size at 1290 ft. from intake 6 in.; size at place of use, laterals 3 in.; difference in elevation between intake and place of use, 145 ft. Is grade uniform? largely Estimated capacity, 1 sec. ft.

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

Township North or South	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
3 5	1 E	21	NW $\frac{1}{4}$ of NE $\frac{1}{4}$	7.0
3	1	16	SW $\frac{1}{4}$ of SE $\frac{1}{4}$	26.5
3	1	16	SE $\frac{1}{4}$ of SE $\frac{1}{4}$	3.0
3	1	16	NE $\frac{1}{4}$ of SE $\frac{1}{4}$	6.5
3	1	16	NW $\frac{1}{4}$ of SE $\frac{1}{4}$	26.0
3	1	16	SE $\frac{1}{4}$ of SW $\frac{1}{4}$	14.0
3	1	16	NE $\frac{1}{4}$ of SW $\frac{1}{4}$	6.0
3	1	16	SW $\frac{1}{4}$ of SW $\frac{1}{4}$	2.0
3	1	16	NW $\frac{1}{4}$ of SW $\frac{1}{4}$	1.0

(If more space required, attach separate sheet)

(a) Character of soil Willamette loam

(b) Kind of crops raised permanent pasture- diversified

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 .....

The following description is a copy of that set forth in Warranty Deed executed by Mary Weikum et als to George E. Fell and Mary H. Fell, dated June 13, 1951 and recorded June 14, 1951 in Book 445, page 403 of the Deed Records of Clackamas County, Oregon:

Tracts 1, 5 and the south 2.25 chains of Tract 6 of the Tho's Buckman Tract in Clackamas County, according to the duly recorded plat thereof, described as:

Beginning at a stone marked "X" on top set in the east line of the southwest quarter of Section 16, T.3.S.R.1.E. of the W.M., at a point 22.25 chains north of the quarter section corner on the south line of section 16 aforesaid; thence west 25.95 chains more or less to a point in the west line of said tract 6, which point is 2.25 chains north of the southwest corner of said tract 6; thence south along the west line of Tracts 6 and 5, a distance of 10.25 chains to the southwest corner of tract 5; thence east along the south line of tract 5, a distance of 12.75 chains to the northwest corner of tract 2; thence continue east 12.75 chains to the northeast corner of tract 2; thence south 17.40 chains to the southeast corner of tract 2; thence westerly 12.82 chains to the southwest corner of tract 2; thence continue westerly 12.85 chains to the southwest corner of tract 3; thence S. 87 degrees W. along the north line of tract 1, a distance of 1.75 chains to a stone marked "X" on top at the northwest corner of tract 1; thence S. 5 degrees 15' E. along the west line of tract 1, a distance of 14.81 chains to a stake on the left bank of the Willamette River, being the southwest corner of said tract 1; thence easterly downstream along the meanders of the left bank of said river to the east line of Government lot 4 in section 21, T.3.S.R.1.E. of the W.M., thence north along the east line of Government lot 4 and along the east line of the southwest quarter of section 16, a distance of 32 chains more or less to the point of beginning.

Except as follows: Beginning at the northwest corner of Tract 1 aforesaid; thence S. 5 degrees 15' E. 1016 feet more or less to the southwest corner of said tract 1; thence N. 44 degrees 15' E. 16.74 feet; thence northerly 857.84 feet more or less to a point, which point is also 8.5 feet northerly of an iron pipe set in fence line; thence N. 84 degrees 00' W. 122.10 feet; thence S. 87 degrees 00' W. 115.50 feet to the point of beginning, containing 4.2 acres more or less.

Parts of Section 16 and 21, T.3.S.R.1.E. of the W.M., described as: Beginning at a stone marked "X" on top set in the west line of the southeast quarter of said section 16, at a point 12.81 chains north of the quarter section corner in the south line of said section 16, thence east 14.78 chains to a stone marked "X" on top; thence south parallel with the west line of said southeast quarter and parallel with the west line of Government lot 3 of said section 21, a distance of 10.77 chains to a stake on the left bank of the Willamette River; thence westerly upstream with the meanders of the left bank of said river to the west line of said Government lot 3; thence north along the east line of said Government lot 3 and along the west line of the southeast quarter of said section 16, a distance of 23.80 chains to the place of beginning.

Beginning at the quarter section corner on the east line of Section 16, T.3.S.R.1.E. of the W.M., running thence south along the east line of said section a distance of 13.63 chains to a stone marked "X" on top, set in the north line of the George Brock D.I.C., thence west along the north line of said claim, 9.44 chains to the northwest corner of said

claim; thence south along the west line of said claim a distance of 2.91 chains to a stone marked "X" on top; thence west 30.56 chains to the west line of the southeast quarter of said section; thence north along the west line of the southeast quarter of said section a distance of 8.85 chains to a point 7.69 chains south of the center of said section; thence easterly parallel with the northerly line of said southeast quarter a distance of 20 chains to the easterly line of the northwest quarter of the southeast quarter of said section; thence northerly along the easterly line of the northwest quarter of the southeast quarter of said section a distance of 7.69 chains to the north line of the southeast quarter of said section; thence easterly along the northerly line of said southeast quarter a distance of 20 chains to the place of beginning.

Beginning at a point in the west line of the southeast quarter of section 16, T.3.S.R.1.E. of the W.M., which point is 16.54 chains south of the center of said section; running thence east 30.56 chains to a stone marked "X" on top, set in the west line of the George Brock D.L.C., a distance of 2.91 chains south of the northwest corner of said claim; thence south along the west line of said claim a distance of 10.65 chains to a stone marked "X" on top; thence west 30.56 chains to the west line of the southeast quarter of said section; thence north along the west line of the southeast quarter of said section a distance of 10.65 chains to the point of beginning.

Except from the above lands all roads and highways, and except government rights in and to the waters, bed and shore line of the Willamette River.

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 work, \$ 5200 \_\_\_\_\_
- 12. Construction work will begin on or before now under construction
- 13. Construction work will be completed on or before July 3, 1951
- 14. The water will be completely applied to the proposed use on or before July 3, 1955

*George E. Fell*  
(Signature of applicant)  
*Mary H. Fell*

Remarks: \_\_\_\_\_

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 1.0 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 Willamette River

The use to which this water is to be applied is irrigation

If for irrigation, this appropriation shall be limited to 1/80 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 still further limited to a diversion of not to exceed 1.0 c.f.s.,

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 June 25, 1952

Actual construction work shall begin on or before November 28, 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 28th day of November, 1952.

Chas. E. Stricklin STATE ENGINEER

Application No. 27378

Permit No. 51553

PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the 25th day of June, 1952, at 10:30 o'clock A. M.

Returned to applicant:

Approved:

November 28, 1952

Recorded in book No. 54 of

Permits on page 21553

CHAS. E. STRICKLIN STATE ENGINEER

2-64-0

State Printing 60340

See paid #24...

Entered in Dec 1, 1952