

R-28820

Permit No. 21665

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, SCHEARER BROTHERS (Name of applicant)

of Rt. 1, Box 132, Sherwood (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 Athey Creek & Reservoir, and Tualatin River, a tributary of Tualatin (Name of stream)

2. The amount of water which the applicant intends to apply to beneficial use is 0.8 cubic feet per second. 0.3 from Athey Creek -- 0.5 from Tualatin River. (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 800 ft. N and 2000 ft. E from the NW corner of SW 1/4 of SE 1/4 of Sec 20, T2S, R1E, W.M. and being within the NE 1/4 of SE 1/4 (Section or subdivision)

From reservoir on Athey Creek by portable pumping from any point within 1/2 of SE 1/4 Sec 20, T2S, R1E. (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 of Sec. Tp. (Give smallest legal subdivision)

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

5. The to be in length, terminating in the of Sec. Tp. (Main ditch, canal or pipe line) (Miles or feet) (Smallest legal subdivision)

R. W. M., the proposed location being shown throughout on the accompanying map. (E or W)

DESCRIPTION OF WORKS

Diversion Works-- See Resu.

6. (a) Height of dam Application feet, length on top feet, length at bottom feet; material to be used and character of construction

(b) Description of headgate (Timber, concrete, etc., number and size of openings)

(c) If water is to be pumped give general description Will probably use about 40 (Size and type of pump)

7 gpm sprinklers. Elec. powered pump from Tualatin River (Size and type of engine or motor to be used, total head water to be lifted)

Gasoline powered pump from reservoir.

*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 minor cases, 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. 3:52 AM

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 North or South	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
25, 1	1 E	20	NE of SE	11.5
			NW of SE	7.0
			SW of SE	24.0
			SE of SE	20.0
				62.5

(If more space required, attach separate sheet)

(a) Character of soil *Silty clay loam*

(b) Kind of crops raised *Seed crops and pasture*

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

22. (a) To supply the city of _____

(Name 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, \$ 1500

12. Construction work will begin on or before Commenced

13. Construction work will be completed on or before Fall of 1954

14. The water will be completely applied to the proposed use on or before Summer 1954

William Schuler
(Signature of applicant)
By William Schuler

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 0.781 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 Athey Creek, Tualatin River and reservoir to be constructed under Application No. R-28080, Permit No. R-1421, being 0.488 c.f.s. from Tualatin River and 0.293 c.f.s. from Athey Creek and reservoir.

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 from direct flow 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 from direct flow and storage from reservoir to be constructed under Permit No. R-1421,

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 21, 1952 for 0.37 cfs; February 9, 1953 for 0.407 cfs

Actual construction work shall begin on or before March 31, 1954 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1955.

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, 1953.

Chas. E. Stricklin, STATE ENGINEER

Application No. 27259

Permit No. R-1421

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 21st day of March 1952 at 2:45 o'clock P. M.

Returned to applicant:

Approved:

March 31, 1953

Recorded in book No. 54 of

Permits on page 21665

CHAS. E. STRICKLIN STATE ENGINEER