

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Oregon

I, Mr. and Mrs. L. Carle Butts of Rt. 3, Box 728, Oregon City, 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 Abernathy Creek, a tributary of Willamette River

2. The amount of water which the applicant intends to apply to beneficial use is 0.375 cubic feet per second.

3. The use to which the water is to be applied is Irrigation

4. The point of diversion is located ... ft. ... and ... ft. ... from the corner of ... The point of diversion to be located S 64° 30' W, 1985 feet from the NE corner of Section 3, T. 3S, R. 2E, W.M. The said point of diversion also located N 22° W, 4785 feet from the SE corner of Section 3, T. 3S, R. 2E, W.M.

being within the SE 1/4 of Sec. 3, T. 3S, R. 2E, W.M., in the county of Clackamas

5. The ... to be in length, terminating in the ... of Sec. ... R. ... W. M., the proposed location being shown throughout on the accompanying map

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

(b) Description of headgate

(c) If water is to be pumped give general description

*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 those which are to be used for hydroelectric generation. Either of the above forms may be secured without cost, together with instructions by addressing the Department of Geology, 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, 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 E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
3S	2E	3	SE $\frac{1}{4}$ NW $\frac{1}{4}$	17
3S	2E	3	SW $\frac{1}{4}$ NE $\frac{1}{4}$	10
3S	2E	3	NW $\frac{1}{4}$ NE $\frac{1}{4}$	3

(If more space required, attach separate sheet)

(a) Character of soil Cascade Silt loam, Amity silt loam and Willamette Terr.
 (b) Kind of crops raised 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 (Head) 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.
(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

(Name 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, \$ 3,000.00

12. Construction work will begin on or before September 15, 1951

13. Construction work will be completed on or before September 15, 1951

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

[Handwritten signature]

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Remarks:

CARLE BUTTS

Part of the Samuel D. Francis and wife DLG and part of the Charles Walker DLG in Sec. 3, T. 3 S.R.2. EWM, described as: Beginning at a point in the center of Walker Mill road, N 72° 00' E 16.81 chains from the SE corner of the LDC Latourette DLG in said Sec. 3 T. 3 S.R.2. EWM, and at the SE corner of a tract of land conveyed to Sarah L. Derrick, by deed recorded in Book 117 at Page 15, Deed records of Clackamas County, Oregon; thence in the center line of said road N 70° 30' E. 254.00 ft. to an angle corner; thence in the center of said Road N 99° 55' E 1347.00 ft. to an angle in said road; thence in the center of said road N 79° 30' E. 358.30 ft. to the E line of said Samuel D. Francis DLG; thence N on claim line 167.80ft.; thence N 85° 30' E 259.30 ft. more or less, to a point in the center line of said road; thence in the center line of said road N 1° 00' E 293.00 ft. to an angle point; thence in the center line of said road N 17° 15' W 459.30 ft. to an angle in said road, on the S line of land conveyed to R. R. Richter in Book 184 at Page 241, deed records of Clackamas County, Oregon; thence N on the S line of said Richter land 120.10 ft., more or less, to the E line of said Samuel D. Francis DLG; thence S 56.00 ft. more or less, to the SE corner of a tract of land conveyed to S. A. Douglas and Rebecca Douglas his wife, by deed recorded in Book 163, at Page 84, records of Clackamas County, Oregon; thence along said Douglas line S 68° 45' W 1310.11 ft to an angle point in said line; thence W 330.00 ft to an angle point in said line; thence continue along said line S 62° 45' W 616.20 ft. more or less, to the most northerly corner of said tract of land conveyed to Sarah L. Derrick in Book 117, at Page 15 of deeds aforesaid; thence S 120° 00' E along the E line of said Derrick tract 925.00 ft. more or less to the place of beginning, containing 43.32 acres, more or less.

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 0.375 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 Abernathy Creek

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 subject to such reasonable rotation system as may be ordered by the proper state officer.

The priority date of this permit is July 21, 1952

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, 1956

WITNESS my hand this 31st day of March 1953

[Signature]

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 1953

Application No. 27472

Permit No. 21672

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 21st day of July 1952, at 8:00 o'clock A.M.

Returned to applicant:

Corrected application received:

Approved:

March 31, 1953

Recorded in book No. 54 of

Permits on page 21672

GEAS. E. STRICKLIN
STATE ENGINEER

Drainage Basin No. Page

Fees Paid