

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

HARRY HOUSTON ABERNETHY

of WELCHES

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 a spring, a tributary of not a tributary

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

**3. The use to which the water is to be applied is domestic supplies

4. The point of diversion is located 420 ft. S and 500 ft. W from the N.E. corner of S.W. 1/4 of N.E. 1/4 sec 16 T3S R.7E Willamette Meridian

being within the S.W. 1/4 of N.E. 1/4 of Sec. 16, Tp. 3 S R. 7 E W. M., in the county of CLACKAMAS

5. The pipe line to be 2000 feet in length, terminating in the N.W. 1/4 of N.E. 1/4 of Sec. 16, Tp. 3 S R. 7 E 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 By Letter Dec 31, 52 - By Gravity, 465 ft head through 2000 ft. of one inch pipe.

*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.

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, 2000 ft.; size at intake, 1 inch in.; size at _____ ft. from intake _____ in.; size at place of use 1 inch in.; difference in elevation between intake and place of use, 420 ft. Is grade uniform? no 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 Williamsburg Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
<u>3 South</u>	<u>7 East</u>	<u>16</u>	<u>SW 1/4 of NE 1/4</u>	<u>Domestic only</u>

(If more space required, attach separate sheet)

(a) Character of soil _____
 (b) Kind of crops raised _____

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 _____

Book 246, Page 97

All of the East $\frac{1}{4}$ of Section 16, T 3 S. R 7 E of the Willamette Meridian lying West of a line described as follows:

Beginning at a point in the North line of said Section 16, in the center of the westerly channel of Salmon River; thence Southeasterly, up the center of said Westerly channel of Salmon River to a point due South of the Southeast corner of Lot 6, Block 1, Salmon River Tracts; thence North to the Southeast corner of said Lot 6; thence Southerly along the Westerly line of Salmon River Tracts to the Southwest corner of Lot 10, Block 3, Salmon River Tracts; thence continuing Southerly up the center of Salmon River to a point which bears North 10 degrees 14 minutes East three-hundred fifty-six and six tenths feet; thence South 89 degrees 05 minutes West four-hundred eighty-eight and eighty-five hundredths (488.85) feet distant from the East one quarter corner of said section 16; thence South 89 degrees 05 minutes West a distance of two-hundred sixty-five feet; thence Southeasterly to the center of the South line of the Southeast one quarter of the Northeast one quarter ($SE\frac{1}{4}$ of $NE\frac{1}{4}$) of said section 16 a distance of 355 feet more or less; thence Southerly along the East line of the West $\frac{1}{2}$ of the Northeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of said section 16, 280 feet; thence Easterly a distance of two-hundred sixty-five feet more or less to a point which bears South 0 degrees 03 minutes East two-hundred eighty feet; thence South 89 degrees 05 minutes West distant three-hundred ninety-five feet from the East $\frac{1}{4}$ corner of said section 16; thence up the center of Salmon River in a Southeasterly direction, a distance of six-hundred thirty-eight and forty-six hundredths feet more or less to a point on the East line of said section 16 which is South 0 degrees 03 minutes East a distance of 815 feet from said East $\frac{1}{4}$ corner of section 16; thence Southerly along the East line of said section 16 to the Southeast corner of section 16.

Book 246, Page 98

Also that portion of the $NE\frac{1}{4}$ of section 16 described as follows: Beginning at the NE corner of said section 16; thence Westerly along the North line of said section 16 to the Northwest corner of the $NE\frac{1}{4}$ of $NE\frac{1}{4}$ of said section 16; thence South 23 degrees East a distance of 135.4 feet; thence South 2 degrees 03 minutes 30 seconds West to the Southeast corner of Lot 12 Block 2 of Salmon River Tracts; thence Southwesterly along the South line of said Lot 12; thence Westerly to the Southeast corner of Lot 10, Block 3, Salmon River Tracts; thence South 8 degrees 58 minutes West a distance of 3.25 feet; thence South 5 degrees 50 minutes East a distance of 316.93 feet; thence South 12 degrees 43 minutes East a distance of 162.1 feet; thence South 46 degrees 55 minutes East a distance of 211.22 feet; thence South 48 degrees 0 minutes West a distance of 273.0 feet more or less, to a point in the center of Salmon River; thence up the center of Salmon River to a point which bears North 10 degrees 14 minutes East a distance of 356.6 feet; thence South 89 degrees 05 minutes West a distance of 488.85 feet from the East $\frac{1}{4}$ corner of said section 16; thence North 89 degrees 05 minutes East a distance of 234 feet; thence South 0 degrees 55 minutes East a distance of 350 feet; thence North 89 degrees 05 minutes East a distance of 10 feet; thence North 0 degrees 55 minutes West a distance of 350 feet; thence North 89 degrees 05 minutes East a distance of 214.85 feet; more or less to the East line of said section 16; thence Northeasterly along the East line of said section sixteen to the Northeast corner of said section 16, which is the point of beginning.

Book 246, Page 99

Also all of lots numbered one to four inclusive in Block 1; Lots numbered 1 to 12 inclusive in Block 2; and lot 1, Block 3; all in Salmon River Tracts according to the map and plat thereof record in the records of Plats of said Clackamas County, Oregon

10. (a) To supply the city of _____
County, having a present population of _____
and an estimated population of _____ in 1953

(b) If for domestic use state number of families to be supplied 1
(Under Section 8, 10, 11, and 12 of 1952)

- 11. Estimated cost of proposed works, \$ 1,000.00
- 12. Construction work will begin on or before Oct 20, 1952
- 13. Construction work will be completed on or before Jan 1 1953
- 14. The water will be completely applied to the proposed use on or before Jan 1 1953

Harry Houston A. Bennett
(Signature of applicant)

Remarks: The source of supply is a small spring taken within my property boundaries and with no visible surface runoff. Pipe line is also totally on my own property. A small reservoir at source has been constructed. A approximately size is 50 ft in diameter x 6 ft deep.

For Land description see letter December 31, 1952

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 0.01 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 A Spring

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

If for irrigation, this appropriation shall be limited to of one cubic foot per second or its equivalent for each acre irrigated

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 December 9, 1952

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

Chas. E. Stricklin STATE ENGINEER

Application No. 21945

Permit No. 21979

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 9th day of December, 1952, at 1:00 o'clock P.M.

Returned to applicant:

Approved:

June 30, 1953

Recorded in book No. 55 of

Permits on page 21979

CHAS. E. STRICKLIN STATE ENGINEER