

Permit No. 22098

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, Frank Bailey, of 1305 S. E. Yamhill St., Portland, Oregon, 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 Tualatin River, a tributary of

2. The amount of water which the applicant intends to apply to beneficial use is 28/80ths of a foot cubic feet per second.

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

4. The point of diversion is located 200 ft. North and 60 ft. West from the Center corner of Section 19 as per attached sheet showing tract 4B Also in middle of tract as per attached sheet.

Alternate Diversion Point between 660' to 1315' West and 5' to 90' N of 1/4 cor of Secs. 19 & 20

being within the SE 1/4 of the NW 1/4 of Sec. 19, Tp. 2 South, R. 1 East, W. M., in the county of Clackamas

5. The Pipe Line to be 2000 Feet in length, terminating in the ... of Sec. ... Tp. 2 South, R. 1 East, 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 Portable Electrical Centrifical motor to be used. Lifting water not over 80 feet. System must be portable because of need to move during high water.

\*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, 5 Inch ..... in.; size at 150 ..... ft. from intake 4 Inch ..... in.; size at place of use 4 Inch ..... in.; difference in elevation between intake and place of use, 10 to 80 ..... ft. Is grade uniform? Yes ..... Estimated capacity, ..... sec. ft.

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

Township	Range E. or W. of Willamette Meridian	Section	Party-acre Tract	Number Acres To Be Irrigated
2 South	1 East	19	NW 1/4 of SE 1/4	✓ 20 1/2 Acres ±
2 South	1 East	19	NE 1/4 of SE 1/4	✓ 5 Acres
2 South	1 East	19	SE 1/4 of NE 1/4	3/4 A c ±
See attached separate sheet for legal discription of above Tracts				
2 South	1 East	19	SE 1/4 NW 1/4	1/4 A c ±

(If more space required, attach separate sheet)

(a) Character of soil Sandy loam

(b) Kind of crops raised 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. ....

(No. N. or S.)

....., R. ....

(No. E. or W.)

....., W. M. ....

(h) The use to which power is to be applied is .....

(i) The nature of the mines to be served .....

**Legal descriptions of tracts to be irrigated, as follows:**

**20 acre tract:**

The west one-half( $\frac{1}{2}$ ) of the northwest quarter( $\frac{1}{4}$ ) of the southeast quarter( $\frac{1}{4}$ ) of Section nineteen(19), T.2 S., R. 1 E., of the W.M. in the County of Clackamas and State of Oregon.

**8 acre tracts.**

The following described property situated in the County of Clackamas and State of Oregon, to-wit:

A tract of land in the east half of the southeast quarter of section 19, T. 2 S. R. 1 E. of the W.M., in the County of Clackamas and State of Oregon, more particularly described as follows: Commencing at the northeast corner of the east half of the southeast quarter of said Section 19; thence east along the quarter section line 665.22 feet to the center of vacated Sorenson street; thence south along the center of said vacated street, 330 feet; thence west 665.72 feet to a point in the west line of the east half of the southeast quarter of said section 19 which is 330 feet south of the place of beginning; thence north 330 feet to the place of beginning (being lot 14 of the vacated plat of Orchard Hills and the west half of that part of vacated Sorenson Street adjacent to lot 14); EXCEPT the rights of the public in the west 15 feet of the above described tract of land conveyed to the public for road purposes.

Also a tract of land, being a part of section 19, T.2.S.R.1.E. of the W.M. bounded and described as follows, to-wit:

Beginning at a basalt stone set at the S.W. corner of the S.E.  $\frac{1}{4}$  of the N.E.  $\frac{1}{4}$  of section 19, T.2.S.R.1.E. of the W.M., running thence north tracing the west boundary of the S.E.  $\frac{1}{4}$  of the N.E.  $\frac{1}{4}$  of said section, a distance of 181.00 feet to a point in the center of the Tualatin River, and on the south boundary of the town plat of Pilkington 1339.46 feet, more or less, to the S.E. corner thereof, said point being a point on the east boundary of section 19, T.2. S.R. 1.E. of W.M. thence tracing the east boundary of said section S. no degrees, 39 feet E. 21.18 feet to the  $\frac{1}{4}$  section corner between sections 19 and 20, said township and range; thence tracing the  $\frac{1}{4}$  section line N. 39 degrees 22 feet W. 1322.35 feet to the place of beginning, containing 3 acres, more or less.

Situate in Clackamas County, Oregon.

**4A.**

Point of diversion is as follows:

A tract of land located in Tract 94, of the map of Rosewood, a townplat recorded in Book 4, page 19, records of townplats for Clackamas County, Oregon and being more particularly described as follows, to-wit:

Beginning at the southeast corner of said tract 94, which point is 30.00 feet north and 30.00 feet west of the center of section 19, T.2S., R.1E., of the W.M. from said beginning point, thence following the south boundary of tract 94, which is also the north line of a 30 foot roadway, west 50.00 feet; thence parallel with the center line of said section 19, North 175.00 feet, more or less to the north line of a tract of land conveyed to Robert A. Holmes, et ux, by deed recorded in book 402, page 237 deed records, said line also being the south boundary of a tract of land reserved along the north boundary of tract 94, as set forth in paragraph 2 in that certain conveyance from Oregon Iron and Steel Co. to Alonzo S. Virth and James D. Virth, and recorded June 11, 1906, in Vol. 36, pages 15 and 16, Deed Records, thence following the north line of said Holmes tract and the south line of said reservations southeasterly to a point in the east boundary of said tract 94, thence south 165.00 feet more or less to the point of beginning of the tract herein conveyed.

**4B.**

Point of diversion is as follows:

Being a part of section 19, T.2.S.R.1.E. of the W.M., bounded and described as follows, to-wit:

Beginning at a basalt stone set at the S.W. corner of the S.E.  $\frac{1}{4}$  of the N.E.  $\frac{1}{4}$  of section 19, T.2.S.R.1.E. of the W.M., running thence north tracing the west boundary of the S.E.  $\frac{1}{4}$  of the center of the Tualatin River, and on the south boundary of the town plat of Pilkington; thence southeasterly tracing the center of Pilkington 1339.46 feet, more or less, to the S.E. corner thereof, said point being a point on the east boundary of Section 19, T.2.S.R.1.E. of W.M. thence tracing the east boundary of said Section S. 039 no degrees, 39 feet E. 21.18 feet to the  $\frac{1}{4}$  section corner between Sections 19 and 20, said township and range; thence tracing the  $\frac{1}{4}$  section line N. 39 degrees 22 feet W. 1322.35 feet to the place of beginning, containing 3 acres, more or less. Situate in Clackamas County, Oregon.

Municipal or Domestic Supply

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 within A. H. S. and U. H. Districts)

- 11. Estimated cost of proposed works, \$ 3500.00
- 12. Construction work will begin on or before One year after approval
- 13. Construction work will be completed on or before Two yrs
- 14. The water will be completely applied to the proposed use on or before 3 yrs

Frank Rainey  
(Signature of applicant)

Remarks: \_\_\_\_\_  
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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 \_\_\_\_\_ completion and correction.

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before August 10 <sup>53</sup>  
~~July 10~~ 19 <sup>53</sup>

WITNESS my hand this 8th <sup>53</sup>  
2nd day of July 19 <sup>53</sup>  
April, 19 <sup>53</sup>

CHAS. E. STRICKLIN  
State Engineer

By Chris L. Wheeler  
Chris L. Wheeler, Assistant

RECEIVED  
JUL 10 1953

CHAS. E. STRICKLIN  
STATE ENGINEER  
Ed K. Humphrey  
Ed K. Humphrey

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 0.332 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 Tualatin 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 during the irrigation season 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 April 15, 1952

Actual construction work shall begin on or before August 21, 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 21st day of August, 1953

Chas. E. Stricklin 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 1933.

Application No. 27080
Permit No. 22098

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 15th day of April, 1953 at 10:30 o'clock A. M.

Returned to applicant: April 21, 1953

Corrected application received: Approved: August 21, 1953

Recorded in book No. 56 of Permits on page 2095

CHAS. E. STRICKLIN STATE ENGINEER Drainage Basin No. Page

Fees Paid \$5.00