

RECEIVED  
MAY 18 1953

Permit No. 22299

STATE ENGINEER  
OREGON

# To appropriate the Public Waters of the State of Oregon

I, Kenneth V. Smith,  
(Name of applicant)

of Rte 51, Box 94, Cornelius, Or.,  
(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 East Dairy Creek, a tributary of Dairy Creek,  
(Name of stream) a tributary of Tualatin River

2. The amount of water which the applicant intends to apply to beneficial use is 0.375 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 ..... ft. and ..... ft. from the corner of .....  
(N. or S.) (E. or W.) (Section or subdivision)  
S57°W 1110 feet from the northeast corner of the Herman Harms D.L.C. #40 in T2N, R3W, W.M. (Portable pumping)

(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 SW 1/4 NW 1/4 of Sec. 35, Tp. 2N,  
(Give smallest legal subdivision) (N. or S.)  
R. 3W, W. M., in the county of Washington  
(E. or W.)

5. The pipeline to be .....  
(Main ditch, canal or pipe line) (Miles or feet)  
in length, terminating in the SW 1/4 NW 1/4 of Sec. ...., Tp. 2N,  
(Smallest legal subdivision) (N. or S.)  
R. 3W, 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 ..... feet, length on top ..... feet, length at bottom ..... feet; material to be used and character of construction .....  
(Loose rock, concrete, masonry)

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

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

(c) If water is to be pumped give general description .....  
(Size and type of pump)

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

\*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. Either of the above forms may be secured, without cost, together with instructions by addressing the State Engineer, Salem, Oregon.



B. (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 \_\_\_\_\_

(Number of families to be supplied in all cases)

11. Estimated cost of proposed works, \$ 700

12. Construction work will begin on or before July 53

13. Construction work will be completed on or before July 54

14. The water will be completely applied to the proposed use on or before July 54

Kenneth W. Smith  
(Signature of applicant)

Remarks:

Property Description: Commencing at the northeast corner of the Herman Harms D.L.C. #40 in Sections 34 and 35, T2N, R3W, W.M., Washington County, Oregon, and running thence west on the north line of said D.L.C. to the northeast corner of the 26 acre tract of land now owned by Frank Rice and Edith Rice, his wife; thence in a southerly direction along the east line of said land belonging to Frank Rice and Edith Rice to the north line of the 125.90 acre tract of land formerly owned by John C. Crocker; thence easterly along the north line of the said tract of land formerly owned by John C. Crocker in said D.L.C. as aforesaid, to the east line of said Herman Harms D.L.C.; thence in a northeasterly direction along the east line of the said Herman Harms D.L.C. to the place of beginning, being the northeast corner of said D.L.C.

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\_\_\_\_\_

STATE OF OREGON,

County of Marion,

This is to certify that I have reviewed the foregoing application and do hereby grant the same, SUBJECT TO EXISTING RIGHTS AND THE FOLLOWING LIMITATIONS AND CONDITIONS:

The right hereto 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 East Dairy 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 May 28, 1953

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

Application No. 284722

Permit No. 22299

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 28th day of May 1953, at 8:00 o'clock A. M.

Returned to applicant:

Approved:

August 21, 1953

Recorded in book No. 57 of

Permits on page 22299

CHAS. E. STRICKLIN STATE ENGINEER

Exempt from G. L. 1957