

\*AFFIDAVIT FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, Eric A. Rutz (Name of applicant) of Box 2, Hillboro, Oregon (County 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 Tualatin River (Name of stream), a tributary of Willamette

2. The amount of water which the applicant intends to apply to beneficial use is 0.5 feet 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 N. 83° 24' E. 987.7 feet from the SE corner of Section 12 T1S, R2W, W. M.

~~at the point of diversion is located~~ ft. and ft. from the SW corner of point in the Tualatin River reached by beginning at the SW corner of Section 7, T1S, R2W, W. M. and running the N. 0° 07' E. 165.70 to the SW corner of that tract conveyed to O. C. Halvorson by deed as recorded in Vol. 165, p. 91 of said deed records; thence N. 88° 35' E. along the S. line of the Halvorson tract 943 ft. to the SE corner thereof; thence N. 0° 21' W. along the E. line of the Halvorson tract 70.0 ft. to the true place of beginning; thence from the true place of beginning E. 75 ft. more or less to and terminating in the center of the Tualatin River (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 SW 1/4 of Sec. 12, T. 1 S. (Give smallest legal subdivision) (N. or S.)

R. 2 W. W. M., in the county of Washington (E. or W.)

5. The pipe line to be 1000 feet in length, terminating in the SE 1/4 of the SE 1/4 of Sec. 12, T. 1 S. (Main ditch, canal or pipe line) (Miles or feet) (Smallest legal subdivision) (N. or S.)

R. 3 W. 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 jump)

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

For further details see irrigation data attached hereto

\*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. 5-53--4M

1905

Canal System or Pipe Line

7. (a) Give description of 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. See irrigation data attached hereto

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
1 S	7 W	12		10
Commencing at the SE corner of Section 12, T1S, R7W, W.M., and running thence W. on S. line of said section 20 chains; thence N. 5 chains; thence E. 20 chains, to E. line of said section; thence S. 5 chains to the place of beginning, containing 10 acres				
1 S	3 W	12	SE 1/4 SE 1/4	10.0

Commencing at the SE corner of Section 12, T1S, R7W, WM, and running thence W. on S. line of said section, 20 chains; thence N. 5 chains; thence E. 20 chains; to E. line of said section; thence S. 5 chains to the place of beginning, containing 10 acres.

(If more space required, attach separate sheet)

(a) Character of soil \_\_\_\_\_ Willamette soil

(b) Kind of crops raised \_\_\_\_\_ Grain, strawberries 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 \_\_\_\_\_



**SUBJECT TO** ~~the following conditions and conditions:~~

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed ~~1000~~ <sup>1000</sup> 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 not to exceed 2500~~

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 ~~September 14, 1953~~ ~~November 16, 1953~~

Actual construction work shall begin on or before ~~March 1, 1954~~ <sup>July 20, 1955</sup> and shall thereafter be prosecuted with reasonable diligence and be completed or or before October 1, 19~~53~~ <sup>56</sup>.

Complete application of the water to the proposed use shall be made on or before October 1, 19~~53~~ <sup>57</sup>.

WITNESS my hand this ~~18th~~ <sup>20th</sup> day of ~~March~~ <sup>July</sup>, 19~~53~~ <sup>54</sup>.

STATE ENGINEER

Application No. 28778  
Permit No. 22655

**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 14<sup>th</sup> day of September,  
19~~53~~ <sup>54</sup>, at 8:00 o'clock A.M.

Return to applicant:

Approved:

July 20, 1954  
~~March 1, 1954~~

Recorded in book No. 1803 59 of

Permits on page 22655

CHAS. E. STRICKLIN  
STATE ENGINEER

Drainage Basin No. 2

State Printing 66097

For paid 15.90