

To appropriate the public Waters of the State of Oregon

I, JAMES BERTHELL AND ANNA ELIZABETH DIERICKX

(Name of applicant)

of Route 1, Box 264 A, Ellensburg, Oregon

(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 No name, tributary of Rock Creek and

(Name of stream)

, a tributary of Tualatin River

2. The amount of water which the applicant intends to apply to beneficial use is

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 1900 ft. East and 375 ft. north from the S.W.

(N. or S.)

(E. or W.)

corner of Section 32 T1N R2W, W.M., Washington County Oregon

(Section or subdivision)

Also point of diversion bears N85°11'W 2119.0 feet and South 100.0 feet

from the south east corner of the Richard Williams D.L.C. in T1N R2W

W.M. Washington County Oregon

(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 A portion of Tract 13, Fairview Add. of Sec. 32, Tp. 1 North

(Give smallest legal subdivision)

(N or S)

R. 2 West, W. M., in the county of Washington

(E or W.)

5. The Pipe to be 500 feet

(Main ditch, canal or pipe line)

(Miles or feet)

in length, terminating in the S.E. Quarter of the S. W. Quarter of Sec. 32, Tp. 1 North

(Smallest legal subdivision)

(N or S)

R. 2 West, 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 1 1/2 horse Pump 3000 Gal. Capacity

(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.

..... changed in size, stating miles from
 feet; width on bottom

..... feet; grade feet fall per one
 thousand feet

(b) 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 North or South	Range E. or W. of Witmer's Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
T1N	R2W	32	S.E. 1/4 OF S.W. 1/4	1.5

(If more space required, attach separate sheet)

(a) Character of soil Sandy Clay Loam

(b) Kind of crops raised Lawn and Garden

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

Proposed by James Dierickx
 of the City of Hillsboro, Oregon
 and an estimated population of _____
 and an estimated population of _____
 for domestic use only number of families to be supplied _____

- 11. Estimated cost of proposed works, \$ 500.00
- 12. Construction work will begin on or before July 1 1954
- 13. Construction work will be completed on or before July 1 1956
- 14. The water will be completely applied to the proposed use on or before July 1 1956

James Dierickx
 (Signature of applicant)
James Dierickx

Remarks: _____

A portion of Tract #13 of Amended Plat of Fairview Addition to Hillsboro, Oregon:

Beginning at the N.W. corner of Tract #13 Amended Plat to Fairview Addition Hillsboro, Oregon, a duly recorded subdivision in Washington County, Oregon, which N.W. cor. bears N 85°11' W 2119.0 feet from the S.E. cor. of the Richard Williams D.L.C. in T1N, R2W, W.1. and running thence S 0°02'E on the west line of said tract 13 a distance of 30.1 feet to an I.P. thence continuing S 0°02' E on said line 318.8 feet to an iron pipe from which an iron at the S.W. cor. of said Tract 13 bears S 0°02'E 183.2; thence N. 89°45'E 125.0 feet to an iron; thence N. 0°02' W. 337.8 feet to a point on the north line of said tract 13 from which an iron bears S 0°02'E. 30.1 feet; thence N 85°11' W 125.5 feet to the place of beginning.

A portion of tract 13 of Amended Plat of Fairview Addition to Hillsboro described as follows:

Beginning at the S.W. corner of the tract deeded to James Dierickx in deed book 285 page 9, Deed Records of Washington County, Oregon, thence south 0°02' E. along the west line of Lot 13, 183.2 feet to the S.W. corner thereof; thence East along the south line of lot 13 150 feet; thence North 0°02' west parallel to the west line of lot 13 to the center of county road which is known as Main Street extended; thence westerly along Main Street extended to the N.E. corner of the tract deeded to James Dierickx as referred to above; thence S 0°02' E. 30.1 feet to an iron; thence continuing S 0°02' E. 307.7 feet to the S.E. corner of Dierickx tract; thence west to the place of beginning.

Reserving unto the grantors, however and their heirs, successors and assigns, a perpetual right of easement for roadway purposes across the S. 50 feet thereof.

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

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before April 22, 1954.

WITNESS my hand this 23rd day of March, 1954

CHAS. E. STRICKLIN
 STATE ENGINEER
 by *Chris L. Wheeler*
 Chris. L. Wheeler, Assistant

The State Engineer has reviewed the foregoing application and do hereby grant the same, subject to 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 0.500 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 an unnamed stream.

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 March 12, 1954

Actual construction work shall begin on or before May 20, 1955 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, 1955.

WITNESS my hand this 28th day of May, 1954.

Chas. E. Stricklin
STATE ENGINEER

Application No. 24263

Permit No. 22858

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 12th day of March, 1954, at 1:00 o'clock P. M.

Returned to applicant:

Approved:

May 28, 1954

Recorded in book No. 59 of

Permits on page 22858

CHAS. E. STRICKLIN
STATE ENGINEER

State Printing 6800

Price 15.00