

**\*APPLICATION FOR PERMIT**

**To appropriate the Public Waters of the State of Oregon**

I, Paul Virgil and Paul S. Montross  
(Name of applicant)  
of St. 3, Box 414, Canby, 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 Willamette River  
(Name of stream)  
, a tributary of Columbia River

2. The amount of water which the applicant intends to apply to beneficial use is .985  
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 3850 ft. North and 819 ft. East from the South  
(N. or S.) (E. or W.)  
corner of Sec. 21, T. 3 S., R. 1 E. at N.W.  
(Section or subdivision)

(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 S.W. 1/4 S.E. 1/4 N.W. 1/4 SE 1/4 of Sec. 21, Tp. 3 S.  
(Give smallest legal subdivision) (N. or S.)  
R. 1 E., W. M., in the county of Clackamas  
(E. or W.)

5. The Pipe Line to be 3,330 Feet  
(Main ditch, canal or pipe line) (Miles or feet)  
in length, terminating in the S.W. 1/4 of S.E. 1/4 of Sec. 21, Tp. 3 S.  
(Smallest legal subdivision) (N. or S.)  
R. 1 E., 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 3 in. Centrifugal  
(Size and type of pump)  
25 H.P. Electric - 350 GPM at 180 ft. Head  
(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.

26170

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, 3,330 ft.; size at intake, 6 in.; size at 2,730 ft. from intake 6 in.; size at place of use 3 in.; difference in elevation between intake and place of use, 45 ft. Is grade uniform? Yes Estimated capacity, .985 sec. ft.

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
3 S	1 E	21	S.W. 1/4 S.E. 1/4	15.8
3 S	1 E	21	N.W. 1/4 S.E. 1/4	25.8
3 S	1 E	21	Lot 8	12.2 <del>35.2</del>
3 S	1 E	21	Lot 9	2.0

(If more space required, attach separate sheet)

(a) Character of soil Sandy, Good

(b) Kind of crops raised Vegetables - Truck 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. 0, 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

9. (a) To supply the city of \_\_\_\_\_  
County, having a present population of \_\_\_\_\_  
and estimated population of \_\_\_\_\_ in 19\_\_\_\_

(b) If for domestic use state number of families to be supplied \_\_\_\_\_  
(Insert questions 11, 12, 13, and 14 in all cases)

11. Estimated cost of proposed works, \$ 7,200.00

12. Construction work will begin on or before Jan. 1, 1959

13. Construction work will be completed on or before Oct. 1, 1959

14. The water will be completely applied to the proposed use on or before Oct. 1, 1960

*Paul Montecucco*  
*Vigil Montecucco*  
(Signature of applicant)  
*Paul S. Montecucco*

Remarks: *App. is in addition to that in Application 16923,  
Permit 12680, Certificate 14400*

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 ENGINEER

By \_\_\_\_\_ ASSISTANT

PERMIT

STATE OF OREGON, }  
County of Marion, } ss.

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 0.70 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 Willamette River.

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

If for irrigation, this appropriation shall be limited to 1/80th 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 18, 1959

Actual construction work shall begin on or before June 22, 1960 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1961

Complete application of the water to the proposed use shall be made on or before October 1, 1962

WITNESS my hand this 22nd day of June 1959

*W. A. Stanley*  
STATE ENGINEER

Application No. 35106  
Permit No. 26170

**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 18th day of May,  
1959, at 1:20 o'clock P. M.

Returned to applicant: \_\_\_\_\_  
Approved: \_\_\_\_\_  
June 22, 1959  
Recorded in book No. 71  
Permits on page 26170

**LEWIS A. STANLEY**  
STATE ENGINEER

Drainage Basin No. 2 page 546  
Fees \_\_\_\_\_