

*APPLICATION FOR PERMIT

CERTIFICATE NO. 40719

To Appropriate the Public Waters of the State of Oregon

I, Andrew Zagelaw (Name of applicant) of RTE 2 Box 310 Cornelius, 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 Christensen Creek (Name of stream) and reservoir, a tributary of Tualatin river

2. The amount of water which the applicant intends to apply to beneficial use is 0.46 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 165 ft. N (N. or S.) and 625 ft. E (E. or W.) from the S.W. corner of SE 1/4 S.W. 1/4 section 26 (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 SE 1/4 SW 1/4 of Sec. 26, Tp. 15 R. 3W, W. M., in the county of Washington (Give smallest legal subdivision) (N. or S.) (E. or W.)

5. The (Main ditch, canal or pipe line) to be (Miles or feet) in length, terminating in the (Smallest legal subdivision) of Sec. (N. or S.) R. (E. or W.), 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 (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 12 1/2 hp electric motor - 4 inch main (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.

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, 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

Table with 5 columns: Township North or South, Range E. or W. of Willamette Meridian, Section, Forty-acre Tract, and Number Acres To Be Irrigated (Primary, Supplemental). Handwritten entries: Township 1 S, Range 3 W, Section 26, Forty-acre Tract SE 1/4 SW 1/4, Primary 35.0, Supplemental 2.0.

(If more space required, attach separate sheet)

(a) Character of soil

(b) Kind of crops raised Strawberries, Alfalfa, grain & 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

10. (a) To supply the city of

..... County, having a present population of

(Name of)

and an estimated population of in 19.....

(b) If for domestic use state number of families to be supplied

(Answer questions 11, 12, 13, and 14 in all cases)

11. Estimated cost of proposed works, \$ 6,500.00

12. Construction work will begin on or before September 15, 1968

13. Construction work will be completed on or before September 15, 1969

14. The water will be completely applied to the proposed use on or before September 15, 1970

Andrew Zagelow

(Signature of applicant)

by Mary Zagelow (wife)

Remarks:

John Hease Ote 2 Cornelius Oregon has filed a water right application, for use of storage water out of this same dam. Equal rights to be shared on the Hease and Zagelow farms.

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 0.46 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 Christensen Creek and reservoir to be constructed under application No. R-45226, permit No. R-5281

The use to which this water is to be applied is irrigation and supplemental 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 from direct flow 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 from direct flow and storage from reservoir to be constructed under permit No. R-5281 and provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein

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 August 27, 1968

Actual construction work shall begin on or before December 4, 1969 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1970

Complete application of the water to the proposed use shall be made on or before October 1, 1971

WITNESS my hand this 4th day of December, 1968

Chris L. Wheeler
STATE ENGINEER

Application No. 45334

Permit No. 33410

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 27th day of August, 1968, at 11:35 o'clock A. M.

Returned to applicant:

Approved:

December 4, 1968

Recorded in book No. _____ of _____

Permits on page 33410

CHRIS L. WHEELER
STATE ENGINEER

Drainage Basin No. 2 page 6237

Fees \$21.05