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CERTIFICATE NO. 43113

Permit No. 35320

STATE ENGINEER
SALEM, OREGON

*APPLICATION FOR PERMIT

ASSIGNMENT NO. 5 Page 312

To appropriate the Public Waters of the State of Oregon

I, Warren T. Johnston & Florence P. Johnston
(Name of applicant)

of Rt. 2 Box 683 Estacada
(Mailing address)

State of Oregon 97023, 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 A spring
(Name of stream)

, a tributary of Du Bois Creek

2. The amount of water which the applicant intends to apply to beneficial use is 0.015
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 Domestic & Stock
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

0.01 cfs for Domestic & 0.005 cfs for Stock

4. The point of diversion is located 800 ft. N and 1000 ft. N from the Center
(N. or S.) (E. or W.)
corner of Section 29
(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 NW 1/4 of Sec. 29, Tp. 35
(Give smallest legal subdivision) (N. or S.)

R. 1 E, W. M., in the county of Clackamas
(E. or W.)

5. The buried pipe line to be _____
(Main ditch, canal or pipe line) (Miles or feet)
in length, terminating in the _____ of Sec. _____, Tp. _____
(Smallest legal subdivision) (N. or S.)

R. _____, 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.

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, 700 ft.; size at intake, 1 1/2 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? Yes Estimated capacity, sec. ft. 25% grade

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
<u>3 S</u>	<u>4 E</u>	<u>29</u>	<u>SE 1/4 NW 1/4</u>	<u>Dam & Stk.</u>

(If more space required, attach separate sheet)

(a) Character of soil

(b) Kind of crops raised

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 one

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

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

12. Construction work will begin on or before started

13. Construction work will be completed on or before Oct 1, 1972

14. The water will be completely applied to the proposed use on or before Oct. 1, 1973

Warren J. Johnston by
(Signature of applicant)
Marion F. Johnston
(wife)

Remarks:

Stock 6-12 sheep & one horse

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 0.015 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 a spring

The use to which this water is to be applied is domestic use for one family and stock being 0.01 cfs for domestic and 0.005 cfs for stock

If for irrigation, this appropriation shall be limited to of one cubic foot per second or its equivalent for each acre irrigated

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 July 8, 1970

Actual construction work shall begin on or before August 25, 1972 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1973

Complete application of the water to the proposed use shall be made on or before October 1, 1974

WITNESS my hand this 25th day of August, 1971

Chris L. Wheeler
STATE ENGINEER

Application No. 77180
Permit No. 35320

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 8th day of July, 1971, at 11:11 o'clock A.M.

Returned to applicant:

Approved:

August 25, 1971

Recorded in book No. of Permits on page 35320

CHRIS L. WHEELER
STATE ENGINEER

Drainage Basin No. 2 page 105

Fees 25.00