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DEC 8 1970

STATE ENGINEER  
SALEM, OREGON

Permit No. 35780

\*APPLICATION FOR PERMIT

CERTIFICATE NO. 43945

To appropriate the Public Waters of the State of Oregon

I, Sylvester A. Van Loo (Name of applicant)  
of Route 2, Box 124 (Mailing address) Forest Grove, Oregon 97116  
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 Council Creek and Sump (Name of stream)  
a tributary of Dairy Creek

2. The amount of water which the applicant intends to apply to beneficial use is ~~62750 Primary~~  
cubic feet per second. 2.1 acre feet of stored water -- Secondary  
(If water is to be used from more than one source, give quantity from each)

20AM  
15 Feb. 1971

\*\*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 400 ft. South and 900 ft. East from the S.E.  
corner of Geo. Beal DLC 77 in Sect. 32, T1N, R3W,  
(Section or subdivision)

(Application is being made for transfer of existing point of diversion  
located 470' South & 870' East of S.E. corner of Geo. Beal D.L.C. No. 77 to  
accommodate above)

(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 NW 1/4 of Sec. 32, Tp. 1 N.  
(Give smallest legal subdivision) (N. or S.)

R. 3W, W. M., in the county of Washington  
(E. or W.)

5. The pipe line to be 1390 ft.  
(Main ditch, canal or pipe line) (Miles or feet)  
in length, terminating in the NW 1/4, NE 1/4, SE 1/4 of NW 1/4 of Sec. 32, Tp. 1N  
(Smallest legal subdivision) (N. or S.)

R. 3W, 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.

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, 1390 ..... ft.; size at intake, 4" ..... in.; size at ..... 750 ..... ft. from intake ..... 4 ..... in.; size at place of use ..... 3 ..... in.; difference in elevation between intake and place of use, 18 ..... ft. Is grade uniform? Yes ..... Estimated capacity, ..... sec. ft.

8. Location of area to be irrigated, or place of use Porter Road .....

Township North or South	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
1N	3W	32	NW 1/4 NW 1/4	0.6 Primary
1N	3W	32	SW 1/4 NW 1/4	1.6 Primary
SECONDARY RIGHT Including area under Permit No. 18778				
1N	3W	32	NW 1/4 NW 1/4	7.5 Secondary
1N	3W	32	NE 1/4 NW 1/4	4.1 Secondary
1N	3W	32	SE 1/4 NW 1/4	8.5 Secondary
1N	3W	32	SW 1/4 NW 1/4	11.1 Secondary
				31.2 total

(If more space required, attach separate sheet)

(a) Character of soil Medium Textured .....

(b) Kind of crops raised Row crops 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 .....

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, \$1500.00.....

12. Construction work will begin on or before Sept. 1, 1970.....

13. Construction work will be completed on or before Oct. 31, 1971.....

14. The water will be completely applied to the proposed use on or before Oct. 1, 1972.....

*Sumner A. Van Lee*  
(Signature of applicant)

Remarks: The stored water in the sump to be for Secondary source of water for total of 31.2 acres, 29.00 acres under permit No. 18778 and additional 2.2 acres this application.

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 correction and completion

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before February 18th, 1971.

WITNESS my hand this 18th day of December, 1970.

RECEIVED  
FEB 17 1971  
STATE ENGINEER  
SALEM, OREGON

CHRIS L. WHEELER  
STATE ENGINEER  
By *Larry W. Jebousek*  
LARRY W. JEBOUSEK  
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 2.1 acre feet stored water only ~~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 reservoir to be constructed under application No. R-47773, permit No. R-5769

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

If for irrigation, this appropriation shall be limited to ~~one cubic foot per second or its equivalent for each acre irrigated~~ a diversion of 2 1/2 acre feet for each acre irrigated during the irrigation season of each year, 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 December 8, 1970

Actual construction work shall begin on or before March 30, 1973 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 30th day of March, 1972.

*Chris L. Wheeler*

STATE ENGINEER

Application No. 47774  
Permit No. 35780

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 December, 1970, at 8:00 o'clock A. M.

Returned to applicant:

Approved:

March 30, 1972

Recorded in book No. 35780 of Permits on page

CHRIS L. WHEELER  
STATE ENGINEER

Drainage Basin No. 2 page 62B11

Fees \$20.30 short .30 cents