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Permit No. 37031

STATE ENGINEER
SALEM, OREGON

*APPLICATION FOR PERMIT

CERTIFICATE NO. 43450

To Appropriate the Public Waters of the State of Oregon

I, Emerson U. Sims (Name of applicant)

of 520 Henry Bldg. (Mailing address), Portland (City)

State of Oregon, 97204 (Zip Code), 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 swampy area (Name of stream)

and ~~the~~ pond No.1 & pond 2, a tributary of Willamette River

2. The amount of water which the applicant intends to apply to beneficial use is 0.02 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 Fish Culture (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located _____ ft. _____ and _____ ft. _____ from the corner of Pond No.1 - 260 feet South and ¹⁵⁸⁶ feet east from the N.E. Corner of (Section or subdivision)

S.B. Franklin D.L.C.

Pond No.2 - 58 feet south and 250 feet east from the N.E. Corner of (If preferable, give distance and bearing to section corner)

S.B. Franklin D.L.C. both (If there is more than one point of diversion, each must be described. Use separate sheet if necessary)

being within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 15, Tp. 3S (Give smallest legal subdivision) (N. or S.)

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

5. The _____ to be _____ in length, terminating in the _____ of Sec. _____, Tp. _____ (Main ditch, canal or pipe line) (Miles or feet) (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. Such forms can be secured without charge, together with instructions, by addressing the State Engineer, Salem, Oregon 97310.

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, Number Acres To Be Irrigated. Row 1: 3S, 1W, 15, NE 1/4 NE 1/4, Fish Culture.

(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

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

11. Estimated cost of proposed works, \$..... 3500.00.....

12. Construction work will begin on or before Sept.1, 1972.....

13. Construction work will be completed on or before Sept.1, 1973.....

14. The water will be completely applied to the proposed use on or before Sept.1, 1975.....

x *Emerson M. Lima*
(Signature of applicant)

Remarks: Pond No.1 is an excavated pond 1500 feet long with an average width
of 38 feet and 6 feet deep with 5 feet of water.

Pond No.2 will be an excavated pond 450 feet long , 30 feet wide and
7 feet deep with 6 feet of water.

The fish will be for private use only and will be harvested by hook and line.

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 November 22, 1972.....

WITNESS my hand this 22nd day of September, 1972.

RECEIVED
OCT 2 1972
STATE ENGINEER
SALEM, OREGON

CHRIS L. WHEELER

STATE ENGINEER

Thomas E. Shook

Thomas E. Shook

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 0.02 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 swampy area and 2 reservoirs to be constructed under application No. R-49420, permit No. R-6012

The use to which this water is to be applied is fish culture

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 6, 1972

Actual construction work shall begin on or before August 27, 1974 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1975...

Complete application of the water to the proposed use shall be made on or before October 1, 1976...

WITNESS my hand this 27th day of August, 1973.

Chris L. Wheeler
STATE ENGINEER

Application No. 49421
Permit No. 37031

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 6th day of July, 1972, at 11:00 o'clock A. M.

Returned to applicant:

Approved:

August 27, 1973

Recorded in book No. of

Permits on page 37031

CHRIS L. WHEELER
STATE ENGINEER

Drainage Basin No. 2 page 76B/5

Fees