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55462

Permit No. 13174

MAR 10 1977

WATER RESOURCES DEPT
SEASIDE, OREGON

*APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Oregon

I, OREGON BERRY PACKING CO (Name of applicant)
of RT 4 BOX 197A (Mailing address), HILLSBORO (City),
State of OREGON (Zip Code) 97123, 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 UNNAMED STREAM & RES. CONST. R-6128 (Name of stream) (CHRISTENSEN) & RES. CONST. R-6159 & CAMPBELL CREEK, a tributary of TUALATIN RIVER

2. The amount of water which the applicant intends to apply to beneficial use is 137 CFS (2.04 CFS) CUBIC FEET PER SECOND UNNAMED STREAM & RES. R.6128 & R.6159 - 0.67 CFS (2.04 CFS) (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 PRIMARY IRRIGATION BETWEEN SEPT 30 AND MAY 1 OF EACH YEAR Stream & Res R-6159

4. The point of diversion is located 175 ft. S and 575 ft. E from the NW corner of NW 1/4 SE 1/4 Sec 31

Campbell Cr: 300' N & 80' E from SW Cor. SW 1/4 NE 1/4 Sec. 31

Res Const under Permit R-6128 Loc: - 590' S & 280' W from NE Cor. NE 1/4 NW 1/4 Sec 31

being within the SW 1/4 NE 1/4 Sec 31, Tp. 17, R. 2W, W. M., in the county of WASHINGTON

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

Township North or South	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
15	2W	31	SE NW	17.9
15	2W	31	SW NE	29.7
15	2W	31	SE NE	3.7
15	2W	31	NW SW	0.9
15	2W	31	NE SW	38.3
15	2W	31	NW SE	31.5
15	2W	31	NE SE	1.5
15	2W	31	SE SW	31.0
15	2W	31	SW SE	9.3
				<u>163.2</u>

(If more space required, attach separate sheet)

(a) Character of soil LOAM

(b) Kind of crops raised ROW CROPS & GRAIN

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

Municipal or Domestic Supply—

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, \$... EXISTING FOR CURRENT WATER RIGHTS
- 12. Construction work will begin on or before 1975
- 13. Construction work will be completed on or before 1975
- 14. The water will be completely applied to the proposed use on or before MAY 1, 1980

Oregon Berry Packing Co
(Signature of applicant)
by Louis R. Madenly

Remarks: See 55461 for map & C.O.

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.....

55462

13174

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 2.04 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 Campbell Creek, a reservoir constructed under permit No. R-7159, and an unnamed stream and reservoir constructed under permit No. R-6128; being 1.37 c.f.s. from Campbell Creek and reservoir and 0.67 c.f.s. from the unnamed stream and reservoir.

The use to which this water is to be applied is irrigation. The use allowed herein may be made any time between October 1 and April 30 when water can be put to beneficial use by irrigation for immediate crop growth.

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 period of May 1 to September 30, and shall be further limited to a diversion of not to exceed 1 acre foot per acre for each acre irrigated during the period from October 1 to April 30, provided further that the right allowed herein shall not exceed 2 1/2 acre feet for each acre irrigated in any one year. The use of water during the period from October 1 to March 31 as authorized herein shall not establish priority of right as against future appropriations of surface water for beneficial uses or for storage for such beneficial uses, other than similar rights for irrigation from October 1 to March 31. Provided further, the permittee shall record and submit annually a report of all water used for irrigation during the period of October 1 through April 30 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 March 10, 1977

Actual construction work shall begin on or before July 25, 1979 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1980.

Complete application of the water to the proposed use shall be made on or before October 1, 1981.

WITNESS my hand this 25th day of July, 1978.

James E. Nelson
STATE ENGINEER

Application No. 55962
Permit No. 13174

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 10th day of March 1977 at 2:36 o'clock P.M.

Returned to applicant:

Approved:

Recorded in book No. _____ of _____
Permits on page _____

STATE ENGINEER
Drainage Basin No. 2 page 62, B.23

Fees 70.00