

Application No. 61351

Permit No. 45784

"CERTIFICATE NO. 56736"

**RECEIVED STATE OF OREGON WATER RESOURCES DEPARTMENT RECEIVED**

JUN 12 1981 **Application for Permit to Appropriate Surface Water**

MAR 12 1981

WATER RESOURCES DEPT

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SALEM, OREGON Walter L. Tooze and Ruth E. Tooze

SALEM, OREGON

(Name of Applicant)

of 6118 S.E. Parmenter Ct., Milwaukie, Oregon 97223

(Mailing Address)

(City)

State of Oregon, Phone No. 654-8561

(Zip Code)

do hereby

make application for a permit to appropriate the following described waters of the State of Oregon:

1. The source of the proposed appropriation is Kellogg Creek

, a tributary of Willamette River

2. The point of diversion is to be located ~~50~~ 0 ft. ~~South~~ SOUTH and ~~280~~ 280 ft. East

(N. or S.)

(E. or W.)

from the ~~Northwest~~ NORTHEAST corner of ~~Lot 5, Block 8~~ SE 1/4 SE 1/4 Sec. 6

(Public Land Survey Corner)

~~Aldercrest Acres. Said point also being N5° 30' W, 1225'~~

(If there is more than one point of diversion, each must be described)

~~from the S.E. corner of Section 6T2S R2E WM~~

being within the S.E.  $\frac{1}{4}$  of the S.E.  $\frac{1}{4}$  of

Sec. 6 Tp. 2 S R. 2 E, W. M., in the county of Clackamas

(N. or S.)

(E. or W.)

3. Location of area to be irrigated, or place of use if other than irrigation.

Township	Range	Section	List $\frac{1}{4}$ $\frac{1}{4}$ of Section	List use and/or number of acres to be irrigated
2S	2E	6	SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$	0.1 <del>1.0</del> 0.9
			property to be irrigated is shown as	
			t.1. 2200 on map 2 2E 6DA 1980 Clackamas County Assessor	
			and is also referred to as lot 6 and the northerly portion of lot 5 Block 8 Alder Crest Acres	
2S	2E	6	SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$	aesthetic waterfall as shwon on maps attached

4. The amount of water which the applicant intends to apply to beneficial use is .....0125 (1/80).....  
cubic feet per second..... or less, for irrigation & .005 or less for aesthetic use.  
(If water is to be used from more than one source, give quantity from each)

5. The use to which the water is to be applied is .....irrigation and aesthetic man-made  
waterfall (impervious, direct return).....

6.

**DESCRIPTION OF WORKS**

*Include dimensions and type of construction of diversion dam and headgate, length and dimensions of supply ditch or pipeline, size and type of pump and motor, type of irrigation system to adequately describe the proposed distribution system.*

Jacuzzi Model 2HJM S/A

Serial No. 7E7-029157

Lawn sprinklers and a direct return waterfall.

These two items can operate simultaneously or independently  
from the same pump according to the standards in # 4 above.

If for domestic use state number of families to be supplied ..... Not domestic use.....

7. Construction work will begin on or before ..... Already constructed.....

8. Construction work will be completed on or before ..... " ".....

9. The water will be completely applied to the proposed use on or before ..... " ".....

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72321

Remarks:.....

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This permit, when issued, is for the beneficial use of water. By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan. It is possible that the land use you propose may not be allowed if it is not in keeping with the goals and the acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.

37.11-  
Signature of Applicant  
*Ruth E. [unclear]*

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 Water Resources Director with corrections on or before..... June 29, 19 81.....

WITNESS my hand this 29th day of April, 19 81

James E. Sexson Water Resources Director

By *Stephen C. Brown*  
Stephen C. Brown

RECEIVED  
JUN 12 1981  
WATER RESOURCES DEPT  
SALEM, OREGON

This instrument was first received in the office of the Water Resources Director at Salem, Oregon, on the

12 day of March, 19 81, at 8:00 o'clock  
A.M.

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72227

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Permit to appropriate the Public Waters of the State of Oregon

45784

This is to certify that I have examined the foregoing application and do hereby grant the same SUBJECT TO EXISTING RIGHTS INCLUDING THE EXISTING FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD 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 Kellogg Creek

The use to which this water is to be applied is irrigation and aesthetics, being 0.01 cfs for irrigation and 0.005 cfs for aesthetics.

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 irrigation season 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 12, 1981

Actual construction work shall begin on or before July 7, 1982 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1983.

Complete application of the water to the proposed use shall be made on or before October 1, 1984

WITNESS my hand this 7th day of July, 1981

James E. Larson Water Resources Director

RH 5