

* Permit No. 5340

CERTIFICATE NO. 6668

APPLICATION FOR A PERMIT

To appropriate the Public Waters of the State of Oregon

I, J. A. Freeman & Son (Name of Applicant)
of Portland (Postoffice), County of Multnomah
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 No name (Creek)
(Name of stream)

flows into Molalla River
tributary of

2. The amount of water which the applicant intends to apply to beneficial use is
1 cubic feet per second.

3. The use to which the water is to be applied is
Power for domestic use and irrigation (Irrigation, power, mining, manufacturing,
domestic supplies, etc.)

4. The point of diversion is located
(Give distance and bearing to section corner)

being within the SE NE of Sec. 4, Tp. 5 S
(Give smallest legal subdivision) Clackamas (No. N. or S.)
R. 2 E, W. M., in the county of

5. The flume & Ditch to be about 3/4
(Main ditch, canal or pipe line)
miles/in length, terminating in the NE SW of Sec. 34, Tp. 4 S
(Smallest legal subdivision) (No. N. or S.)

R. 2 E, W. M., the proposed location being shown throughout on the accompanying map.
(No. E. or W.)

6. The name of the ditch, canal or other works is

DESCRIPTION OF WORKS

DIVERSION WORKS—

7. (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)

* A different form of application is provided where storage works are contemplated. These forms can be secured without charge, together with instructions, by addressing the State Engineer, Salem, Oregon.

CANAL SYSTEM—

8. (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.

FILL IN THE FOLLOWING INFORMATION WHERE THE WATER IS USED FOR:

IRRIGATION—

9. The land to be irrigated has a total area of 10 acres, located in each smallest legal subdivision, as follows:

(Give area of land in each smallest legal subdivision which you intend to irrigate.)

5 acres in NE SW

5 " " SE SW Sec. 34 T 4 S R 2 E

(If more space required, attach separate sheet)

POWER, MINING, MANUFACTURING, OR TRANSPORTATION PURPOSES—

10. (a) Total amount of power to be developed 2 1/2 theoretical horsepower.

(b) Total fall to be utilized 20 feet.
(Head)

(c) The nature of the works by means of which the power is to be developed
Overshot wheel

(d) Such works to be located in T 4 S of Sec. 34
(Legal subdivision)

Tp., R. 2 E, W. M.
(No. N. or S.) (No. E. or W.)

(e) Is water to be returned to any stream? Yes
(Yes or No)

(f) If so, name stream and locate point of return Molalla River

....., Sec. 34, Tp. 34, R. 2 E, W. M.
(No. N. or S.) (No. E. or W.)

(g) The use to which power is to be applied is
Farm lighting, pumping and domestic use.

(h) The nature of the mines to be served

MUNICIPAL SUPPLY—

11. To supply the city of
..... County, having a present population of and an
(Name of) estimated population of in 19.....

(Answer questions 12, 13, 14 and 15 in all cases)

- 12. Estimated cost of proposed works, \$..... 300.00.....
- 13. Construction work will begin on or before At once.....
- 14. Construction work will be completed on or before Jan. 1st, 1923.....
- 15. The water will be completely applied to the proposed use on or before
..... Jan. 1st, 1923.....

Duplicate maps of the proposed ditch or other works, prepared in accordance with the rules of the State Water Board, accompany this application.

J. A. Freeman & Son
(Name of applicant)
by Percy F. Freeman
Jr. member of firm.

Signed in the presence of us as witnesses:

- (1) (Name) (Address of Witness)
- (2) (Name) (Address of Witness)

Remarks: W A I V E R .

The right acquired for the appropriation of water for power development under Application No. 8235 shall be, is deemed to be, and is hereby expressly made subsequent in right and time to any appropriations of water which may hereafter be made at points above on unnamed creek, and its tributaries, for irrigation or storage purposes. The State Engineer is hereby authorized to so limit this application in his permit issued thereon.

Dated this 11th day of January, 1922.

J. A. Freeman & Son,
(Signature of applicant.)
by Percy F. Freeman,
Jr. member of firm.

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 or completion, as follows:

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.

Application No. 8235

Permit No. 5340

PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

District No.

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the 6 day of January, 1922, at 1:30 o'clock P.M.

Returned to applicant for correction

Corrected application received

Approved:

Feb. 2, 1922

Recorded in Book No. 19 of Permits, on Page 5340

Percy A Cupper

1 map RS State Engineer.

\$5.25

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 the following limitations and conditions: If for irrigation, this appropriation shall be limited to

one-eightieth 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 right herein granted is limited to the appropriation of water from an unnamed Creek for irrigation and the development of 2 1/2 horsepower, and the right acquired by this appropriation for power development shall be, is deemed to be and is hereby expressly made subsequent in right and time to any appropriations of water which may hereafter be made at points above on the unnamed stream and its tributaries for irrigation or storage purposes.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 1.0 cubic feet per second, or its equivalent in case of

rotation. The priority date of this permit is January 6, 1922

Actual construction work shall begin on or before February 2, 1923 and shall thereafter be prosecuted with reasonable diligence and be completed on or before June 1, 1924

Complete application of the water to the proposed use shall be made on or before October 1, 1925 EXTENDED TO 10/1/26

WITNESS my hand this 2d day of February, 1922

Percy A Cupper

State Engineer.

Permits for power development are subject to the limitation of franchise as provided in Section 6633, Lord's Oregon Laws, and the payment of annual fees as provided in Chapter 213, Session Laws of 1915.