

* Permit No. 5622

CERTIFICATE NO. 5375

APPLICATION FOR A PERMIT

To appropriate the Public Waters of the State of Oregon

I, Bissinger & Co.
 (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 Dec. 3, 1900, State
of California (licensed to do business in Oregon since July 13, 1903.)

A spring located as follows: Quarter
 1. The source of the proposed appropriation is Section corner between Sections 25 and
26 in Township 1 North, Range 3 East, W.M. bears South 73° 28' 30" West, 195.96
feet from said Spring.

tributary of Sandy River

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

3. The use to which the water is to be applied is
Domestic and commercial purposes. (Irrigation, power, mining, manufacturing,
 domestic supplies, etc.)

4. The point of diversion is located at the spring, location of which is given
above. The water from said spring emerges from under a ledge of rock, passing
into a concrete tank which is 3 ft. X 4.4 ft. and 3 ft. deep, adjoining this tank
at the end farthest from the spring is another tank forming a part of the concrete
construction, 2 ft. square, into which the water passes; the water is conducted
therefrom through an opening in the bottom having a gate cut-off into a 3" pipe,
through which it passes to the property of the applicant along the following line:
 (Continued on next page under 9.)

being within the SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Sec. 25, Tp. 1 North
 (Give smallest legal subdivision) (No. N. or S.)
 R. 3 East, W. M., in the county of Multnomah
 (No. E. or W.)

5. The pipe line to be 2186.7 feet miles
 (Main ditch, canal or pipe line)
 in length, terminating in the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Sec. 25, Tp. 1 North
 (Smallest legal subdivision) (No. N. or S.)
 R. 3 East, 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
Bissinger Pipe Line

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 acres, located in each smallest legal subdivision, as follows: (Give area of land in each smallest legal subdivision which you intend to irrigate)

(Conclusion "4")

N 51° 42" E 103.2 feet

N 1° 14' 10" E 80 feet to a point 5 feet North of the center line of the main track of O.W.Ry. & N. Co.;

S 88° 45' 50" E 978.3 feet parallel to said center line;

N 81° 13' 10" E 110 feet;

N 74° 56' 10" E 165 feet;

S 25° 28' 55" E 19 feet;

N 80° 50' E 553.5 feet;

N 8° 10' E 177.7 feet to an iron pipe on the property of said petitioner,

from which the most Northeasterly corner of the

"Proutdale" Depot Grounds of the said O.W.Ry. & N Co. and a corner of the lands of said Petitioner

bears S 45° 10' E 188.6 feet distant.

(If more space required, attach separate sheet)

POWER, MINING, MANUFACTURING, OR TRANSPORTATION PURPOSES—

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

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

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

(d) Such works to be located in of Sec. (Legal subdivision)

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

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

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

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

(g) The use to which power is to be applied is

(h) The nature of the mines to be served

MUNICIPAL SUPPLY—

11. To supply the city of

..... County, having a present population of

(Name of)

and an estimated population of in 19.....

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

12. Estimated cost of proposed works, \$.....

13. Construction work will begin on or before

14. Construction work will be completed on or before

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

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

BISSINGER & CO.,

(Name of applicant)

By Newton Bissinger,

Vice President.

Signed in the presence of us as witnesses:

(1) Herman Waldeck, Fairmont Hotel, San Francisco, Cal.

(Name)

(Address of Witness)

(2) H. Landeker, Granada Hotel, San Francisco, Cal.

(Name)

(Address of Witness)

Remarks: D. F. Buxton and wife, being in 1889 the owners of the land on which

the said spring rises, and adjacent lands, conveyed to Spaulding, Papeworth et al, by deed recorded in Book 125 page 325, Deed Records of Multnomah County, Oregon, a portion of the said land, including the land on which the hereinbefore described pipe line terminates, and which the applicant now owns, and in said conveyance said grantors granted and conveyed the exclusive water privilege from said spring and also the right of way through the lands between said spring and the lands conveyed, for the purpose of laying the hereinbefore described pipe line which was thereafter laid. By intermediate deeds recorded in Deed Records of Multnomah County, Oregon, in the following books and pages: Book 128, Page 216; Book 188, Page 147; Book 217, Page 124; Book 796, Page 318, said conveyed property, together with said water rights, was conveyed to the Applicant, who now is the owner of the same. The pipe line hereinbefore described was laid some 30 years ago, and the concrete tank at the spring was built a few years later. The water from said spring conducted through the said pipe line has been used intermittently since the laying of the pipe line by the Applicant or its predecessors in interest.

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:

Transfer to application blank, Ans. Question No. 2.

In order to retain its priority, this application must be returned to the State Engineer, with corrections, on or before October 6th, 1922.

WITNESS my hand this 6th day of September, 1922.

Percy A. Cupper,

State Engineer.

E. J. R.

Application No. 8610

Permit No. 5622

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 30 day of August, 1922, at 8:30 o'clock A.M.

Returned to applicant for correction Sept. 6, 1922.

Corrected application received September 15, 1922

Approved: Sept. 27, 1922

Recorded in Book No. 20 of Permits, on Page 5622

Percy A. Cupper State Engineer.

1 map RS

\$13.00

STATE OF OREGON,) ss. County of Marion,)

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 a spring for domestic and commercial purposes.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 2.0 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is August 30, 1922.

Actual construction work shall begin on or before September 27, 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

WITNESS my hand this 27th day of September, 1922. Percy A. Cupper

State Engineer.

Permits for power development are subject to the limitation of franchise as provided in Section 5738, Oregon Laws, and the payment of annual fees as provided in Section 5803, Oregon Laws.