

* Permit No. 6066

Y. int. (Bofinger)
APPLICATION FOR A PERMIT ASSIGNED, Sec. Misc. Rec. Vol. 2, Page 1167-18

To Appropriate the Public Waters of the State of Oregon

I, Gotthilf J. Bofinger and Julius F. Broetje
of Courtney Station, (Name of Applicant) Clackamas
(Postoffice), County of _____,
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 A spring
(Name of stream)

tributary of Milwaukie Mill Pond

2. The amount of water which the applicant intends to apply to beneficial use is 6 gal. per minute,
13
= 1020 cubic feet per second.

3. The use to which the water is to be applied is Commercial Fish Ponds
(Irrigation, power, mining, manufacturing,
domestic supplies, etc.)

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

being within the SW¹/₄ SW¹/₄ of Sec. 1, Tp. 2 S
(Give smallest legal subdivision) (No. N. or S.)

R. 1 E, W. M., in the county of Clackamas, and being in the South half of the
(No. E. or W.)

5. The Crows Donation Land Claim
Pipe Line to be about 730 feet miles
(Main ditch, canal or pipe line) of Sec. 1
in length, terminating in the NW¹/₄ SW¹/₄ of Sec. 2, Tp. 2 S
(Give smallest legal subdivision) (No. N. or S.)

R. 1 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 acres, located in each smallest legal subdivision, as follows:

(INSERT) 4. The point of diversion is located as follows: (Give area of land in each smallest legal subdivision which you intend to irrigate)

Beginning at a point being the Southwest (SW) corner of Section One (1) Township Two (2) S. of Range One (1) East of the Willamette Meridian, running thence South along the Section line Eight (8) chains to a point in the South line of the Southerly half of the Crow Donation Land Claim; thence North 86° 30' East along said line 31.10 chains to the re-entrant corner of said C.D.L.C.; thence South 96° 46' West 1540.7 feet, more or less, to a point being the Southwest (SW) corner of the tract of land known as Oak Grove Park; thence West 333.6' to a point in the East line of Shiro Avenue; thence North along said East line of Shiro Avenue 1668 feet to the Northwest (NW) corner of Lot One (1) in Block Eight (8) in Oak Grove; thence East along the North line of said Lot One (1) 75 feet, more or less to a Spring. Thence a pipe line about 90 feet long in a northwesterly direction to the East line of Bofinger's property. (Total length of pipe line - 730 ft.)

(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.

Gotthilf J. Bofinger,
(Name of applicant)

Julius F. Broetje,

Signed in the presence of us as witnesses:

- (1) Russell W. Sewall _____ 1125 Yeon Bldg., Portland, Oregon.
(Name) (Address of Witness)
- (2) Francis J. Strusig, Jr., _____
(Name) (Address of Witness)

Remarks: This application is for the right to maintain a short pipe line of about 730 feet in length running from the aforementioned spring to certain small fish ponds which are located upon the property of the applicants. The use to which these ponds will be put is of a commercial as well as of a private nature, it being intended to raise and care for brook trout and gold fish. It is further intended to use the ponds for landscape purposes.

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:

Answers to Questions 4, 5 & maps.

In order to retain its priority, this application must be returned to the State Engineer, with corrections, on or before October 20, 1923.

WITNESS my hand this 20 day of September, 1923.

Rhea Luper,
State Engineer.
L.A.

Application No. 1.8.3

Permit No. 6066

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 19 day

of September, 1923,

at 1:30 o'clock P.M.

Returned to applicant for correction Sept. 20, 1923, Oct. 23, 1923

Corrected application received

October 20, 1923

Approved:

November 10, 1923.

Recorded in Book No. 21 of Permits, on Page 6066

Rhea Luper

State Engineer.

1 map ER

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

\$8.00

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 fish pond purposes.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 0.01 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is September 19, 1923.

Actual construction work shall begin on or before November 10, 1924 and shall thereafter be prosecuted with reasonable diligence and be completed on or before June 1, 1925.

Complete application of the water to the proposed use shall be made on or before October 1, 1926.

WITNESS my hand this 10th day of November, 1923.

Rhea Luper.

State Engineer.

Permits for power development are subject to the limitation of franchise as provided in Section 5728, Oregon Laws, and the payment of annual fees as provided in Section 5803, Oregon Laws.