

37626

CERTIFICATE NO. 8933

*APPLICATION FOR A PERMIT

To Appropriate the Public Waters of the State of Oregon

XI We Theodore N. Hagenburger and Hattie L. Hagenburger, husband and wife... of Portland, 515 Miller Ave., 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 Unnamed Creek, a tributary of Willamette River

2. The amount of water which the applicant intends to apply to beneficial use is 0.2 cubic feet per second.

3. The use to which the water is to be applied is Irrigation

4. The point of diversion is located ... ft. ... and ... ft. ... from the corner of ... N. 59°50' W. 3370 feet from the SE cor. of the John D. Garrett D. L. C. in Sec. 31, T. 1 S., R. 2 E., of the W.M.

being within the SE 1/4 of SW 1/4 of Sec. 31, Tp. 1 S, R. 2 E, W. M., in the county of Clackamas

5. The pipe line to be 500 feet in length, terminating in the SE 1/4 of SW 1/4 of Sec. 31, Tp. 1 S, R. 2 E, W. M., the proposed location being shown throughout on the accompanying map.

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

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

A wood box 3'x3'x2' deep to be used as intake at side of creek no dam to be used (as it would raise the water level under our land by seepage)

(b) Description of headgate

* 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 OR PIPE LINE

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.

(c) Length of pipe, 500 ft. ft.; size at intake, 3 in.; size at 500 ft. from intake 3" in.; size at place of use 3" in.; difference in elevation between intake and place of use, 6 ft. Is grade uniform? Level. Estimated capacity, 0.5 sec. ft.

FILL IN THE FOLLOWING INFORMATION WHERE THE WATER IS USED FOR IRRIGATION—

9. The land to be irrigated has a total area of 15 acres, located in each smallest legal subdivision, as follows:

Township	Range	Section	Forty-acre Tract	Number Acres to be Irrigated
1 S	2 E	31	SE $\frac{1}{4}$ of SW $\frac{1}{4}$	12
			NE $\frac{1}{4}$ of SW $\frac{1}{4}$	2
			SW $\frac{1}{4}$ of SE $\frac{1}{4}$	1

(If more space required, attach separate sheet)

(a) Character of soil beaver dam

(b) Kind of crops raised celery

POWER OR MINING PURPOSES—

10. (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 SUPPLY—

11. To supply the city of
..... County, having a present population of
(Name of)
and an estimated population of in 192.....

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

- 12. Estimated cost of proposed works, \$ 500.00
- 13. Construction work will begin on or before Jan. 1, 1930
- 14. Construction work will be completed on or before Jan. 1, 1932
- 15. The water will be completely applied to the proposed use on or before June 1, 1932

T. N. Hagenburger

(Name of applicant)

Hattie L. Hagenburger

Signed in the presence of us as witnesses:

- (1) Mrs. Lula M. May 509 Miller Ave., Portland, Ore.
(Name) (Address of witness)
- (2) O. G. Porter 4606 - 61 Ave., S.E., Portland, Oregon.
(Name) (Address of witness)

Remarks: That we are the owners of all of the land in connection with this project also adjacent lands as shown on the within map. That this land has been farmed by or for us for 30 or 40 years and have made use of water from Unnamed Creek during that time. That for the past 2 years a portable 9000 gal. per hr. Evenrude Centrifugal pump, lifting the water 5 or 6 feet, and distributing the water with 2 1/2" hose has been used. The land in this proposed use is a very good beaver dam, is quite porous and lays level. The creek bed is 2 feet below the surface of the adjacent land; A sheet of water underlies our lands, with the top surface of same, to be at the same elevation as the water in the creek. A Fairbanks Morse Co., Centrifugal pump capacity 15,000 gals. per hour with a 500' pipe line (3") with 4 hose, 200 feet of 2 1/2" each to distribute the water by overhead irrigation is planned to be used. The crop grown is celery, which requires when small, an irrigation every 3 weeks, from that time on, until maturity or until the fall rains begin, an irrigation once a week is necessary. Other growers of celery and other crops up the creek from our lands have at times dammed the creek, flooded their lands, as a means of irrigation, thereby depriving us of any water, it is to combat, that practice, that, we are making this filing.

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

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, 192.....

WITNESS my hand this day of, 192.....

STATE ENGINEER

Application No. 13035

Permit No. 9297

PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

Division No. District No.

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the 27th day of Sept. 1929, at 8:00 o'clock A.M.

Returned to applicant:

Corrected application received:

Approved:

November 6, 1929

Recorded in book No. 51 of Permits on page 9297

R H E A L U P E R STATE ENGINEER

2 p. 45 p. \$9.50

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

PERMIT

This is to certify that I have examined the foregoing application and do hereby grant the same, subject to 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 0.19 cubic feet per second, or its equivalent in case of rotation with other water users, from Unnamed Creek, tributary of Willamette River

The use to which this water is to be applied is Irrigation

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 subject to such reasonable rotation system as may be ordered by the proper state officer.

The priority date of this permit is September 27, 1929

Actual construction work shall begin on or before November 6, 1930 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1931

Complete application of the water to the proposed use shall be made on or before October 1, 1932

WITNESS my hand this 6th day of November, 1929

R H E A L U P E R 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.