

Application No. 12098Permit No. 8509Certificate No. 7837Name John William & Susan C. Warnes

By _____

Address 493 E 8th St. N. Portland, Ore.

Stream Index, Page No. _____

Application Record, Book No. _____

Date filed _____

Action suspended until _____

Returned to applicant _____

Date completed _____

Date of approval _____

CONSTRUCTION

Date for beginning _____

Date for completion _____

Extended to _____

Date for application of water _____

Extended to _____

PROSECUTION OF WORK

Form "A" filed _____

Form "B" filed _____

Form "C" filed _____

FINAL PROOF

Blank mailed _____

Proof received _____

Date certificate issued _____

FEES PAID

Date	Amount	Receipt No.
_____	_____	_____
_____	_____	_____
Total	_____	_____

FEES REFUNDED

Date	Amount	Check No.
_____	_____	_____

ASSIGNMENTS

Date	To whom	Address	Volume	Page
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

REMARKS

STATE OF OREGON
COUNTY OF MULTNOMAH
CERTIFICATE OF WATER RIGHT

This is to Certify, That John William and Susan C. Warner

of **Portland**, State of **Oregon**, has made proof
to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of
Unnamed Spring

a tributary of **Sandy River** for the purpose of
Domestic

under Permit No. **8509** of the State Engineer, and that said right to the use of said waters
has been perfected in accordance with the laws of Oregon; that the priority of the right hereby
confirmed dates from **May 26, 1928;**

that the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed
0.02 cubic foot per second;

The point of diversion is located in the ~~NE 1/4~~ of Section **5**, Township **1S**, Range **4E**, W. M.
The use hereunder for irrigation shall conform to such reasonable rotation system as may be
ordered by the proper state officer.

The amount of water used for irrigation, together with the amount secured under any other
right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second per
acre, or its equivalent in case of rotation.

A description of the lands irrigated under the right hereby confirmed, and to which such
right is appurtenant (if for irrigation or any other purpose), is as follows: ~~NE 1/4~~, Section **5**,
Township **1 South**, Range **4 East** of the Willamette Meridian in Multnomah County, Oregon.

The right to the use of the water for any purpose is restricted to the lands or place of use
herein described.

After the expiration of fifty years from the date of this certificate or on the expiration of
any federal power license issued in connection with this right, and after not less than two years
notice in writing to the holder hereof, the State of Oregon, or any municipality thereof, shall have
the right to take over the dams, plants and other structures and all appurtenances thereto which have
been constructed for the purpose of devoting to beneficial use the water rights specified herein, upon
condition that before taking possession the State or municipality shall pay not to exceed the fair
value of the property so taken, plus such reasonable damages, if any, to valuable, serviceable and
dependable property of the holder of this certificate, not taken over, as may be caused by the
severance therefrom of the property taken in accordance with the provisions of section 5728,
Oregon Laws.

WITNESS the signature of the State Engineer,

affixed this **26th** day

of **November**, 19 **28**

Rhea Luper

State Engineer.

* Permit No. 8509

CERTIFICATE NO. 7837

APPLICATION FOR A PERMIT

To Appropriate the Public Waters of the State of Oregon

We, John William Warner and Susan C. Warner (husband and wife)

(Name of applicant)

of Portland 493 E. 8th St. North, County of Multnomah
 (Postoffice)
 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 spring

(Name of stream)

, tributary of Sandy River

2. The amount of water which the applicant intends to apply to beneficial use is

0.02 cubic feet per second.

3. The use to which the water is to be applied is domestic supplies

(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of division is located S. 40° 30' W. 1175.0 feet from the $\frac{1}{4}$ section

(Give distance and bearing to section corner)

corner on the north side of Sec. 5 T. 1 S., R. 4 E., W.M.

being within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 5, Tp. 1 S.

(Give smallest legal subdivision)

(No. N. or S.)

R. 4 E., W. M., in the county of Multnomah

(No. E. or W.)

5. The Pipe Line to be 620 feet

(Main ditch, canal or pipe line)

miles in length, terminating in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 5, Tp. 1 S.

(Smallest legal subdivision)

(No. N. or S.)

R. 4 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 Warner 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 concrete (cement)

(Loose rock, concrete, masonry,

box, 3' x 2' x 15' deep taps the spring. A 6' x 18" pipe conveys the water into
 rock and brush, timber crib, etc., wasteway over or around dam)

A 4.5' x 4.5' x 3.5' Concrete (cement) tank (storage).

(b) Description of heddgate

(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)

(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 192.....

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

- Complete
12. ~~Estimated~~ cost of proposed works, \$.....200.00.....
began
13. Construction work ~~will begin on or before~~ in March 1927.....
14. Construction work ~~will be~~ completed ~~on or before~~ in April 1927.....
15. The water ~~will be~~ completely applied to the proposed use ~~on or before~~ May 1st, 1927.....

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

John William Warner
(Name of applicant)

Susan C. Warner

Signed in the presence of us as witnesses:

- (1) W. C. McNaught, Portland, Oregon 491 E. 8th. St. N.
(Name) (Address of witness)
- (2) Mrs. W. C. McNaught, Portland, Oregon 491 E. 8th. St. N.
(Name) (Address of witness)

Remarks: That we are the owners of the 4.6 acre tract as shown on the accompanying map. That we bought this land for a summer home site. That we have built two homes, a store room and a double garage on said land. That, Edward Nielson, owner of the adjacent 8.08 tract (as shown) upon whose land the unnamed spring is located and source of our water supply offers no protest to this application and advised us to make a filing on same as the spring was too low for his use. That this project is completed and the water used as applied for in this application. That there is a total fall of about 65 feet between the intake and the end of the pipe line. That the total flow of the unnamed spring referred to in this application is 0.02 cubic feet per second.

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 _____, 192_____.

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

STATE ENGINEER.

Application No. 12098

Permit No. 8509

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 26th day of May
1928, at 8:00 o'clock A. M.

Returned to applicant for correction:

Corrected application received:

Approved:

June 12th, 1928

Recorded in Book No. 28 of
Permits, on page 8509

R H E A L U P E R
STATE ENGINEER.

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 Spring for domestic purposes.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 0.02 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is May 26, 1928

Actual construction work shall begin on or before June 12, 1929 and shall thereafter be prosecuted with reasonable diligence and be completed on or before June 1, 1930

Complete application of the water to the proposed use shall be made on or before October 1, 1931.

WITNESS my hand this 12th day of June, 1928.

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.

This form approved by the State Water Board, March 11, 1909.

August 8, 1962

McAllister, Burns, Gustafson & Lock
Attorneys at Law
29 N. W. First Street
Gresham, Oregon

Attention Mr. Burns

Gentlemen:

In reply to your letter of July 10, I believe the water right referred to in your letter is evidenced by the certificate recorded at Volume 8, page 7837, State Record of Water Rights Certificates.

The certificate was issued in the name of John William Warner and Susan C. Warner in evidence of the right established under permit No. 8509 for the appropriation of not to exceed 0.02 cubic foot per second of water from an unnamed spring within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 5, Township 1 South, Range 4 East, W.M., with the priority date of May 26, 1928, for domestic supplies within the said NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 5. The right covers the appropriation of water only to the extent that beneficial use was made within the time limits of the permit.

Our records indicate that under the terms of the permit the right was established for use of water within two houses identified on the enclosed print of the map received with the application which lead to the issuance of the certificate. I have outlined on the said print by means of an orange pencil the limits of the area identified by the legal description received with your letter. It appears that both of the subject houses lie to the west of the identified tract.

There is no water right of record for use of water on the lands identified by the description received with your letter.

Very truly yours,

CHRIS L. WHEELER
State Engineer

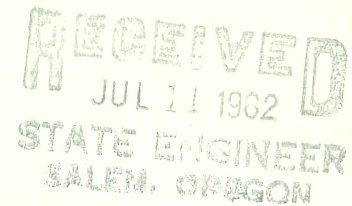
By
James W. Carver, Jr., Assistant

JWC:eh

enclosure

GEORGE H. McALLISTER
ROBERT L. BURNS
A. W. GUSTAFSON
JAMES W. LOCK

McALLISTER, BURNS, GUSTAFSON & LOCK
ATTORNEYS AT LAW
29 N. W. FIRST STREET
GRESHAM, OREGON
MOHAWK 5-4186



July 10, 1962

State Engineer
State of Oregon
Water Resources Department
Salem, Oregon

Re: Stubbs-Madsen matter

Gentlemen:

Mr. and Mrs. C. H. Stubbs have contracted to sell to Mr. and Mrs. L. Madsen, real property described by metes and bounds in the enclosed copy of report of Title Insurance Company, Order No. 201-542. I have checked with Title Insurance Company, and they do not have any other than the bare record notation of water rights shown in Exception No. 2, page 1, and Exception No. 3, page 1, and Exception No. 4, page 2.

This sale results in a division of the Stubbs' property. They advise that the water which they use for their household purposes from the Warner Water System which is used by them as well as the property to the immediate West of them, is not sufficient to serve three households.

The question presented by this transaction and which we present to you for clarification under these various water rights and easements, since we do not have a copy of them, is whether or not Mr. Madsen in buying the property described on the enclosed title report, can insist upon the use of water to his premises from the Warner Water System which services the two houses referred to by a quarter inch pipe which runs from a spring just to the North of the Stubbs property, which is called the "Warner Water System", keeping in mind that the Warner Water System does not develop enough water to the property now to service three houses.

Tracing out for print.

State Engineer

-2-

7/10/62

A related question to this would be the rights of Mr. and Mrs. Stubbs in the event their purchaser, Madsen, interfered with the use of their water from the Warner Water System by diverting water from the Stubbs property to his own use, resulting in an insufficient flow for household purposes to the Stubbs' property.

If I have not given you sufficient information to answer the questions, I would appreciate your immediate contact, as the determination of these questions in the near future is important to these folks.

Thanking you in advance for your consideration in this matter.

Very truly yours,

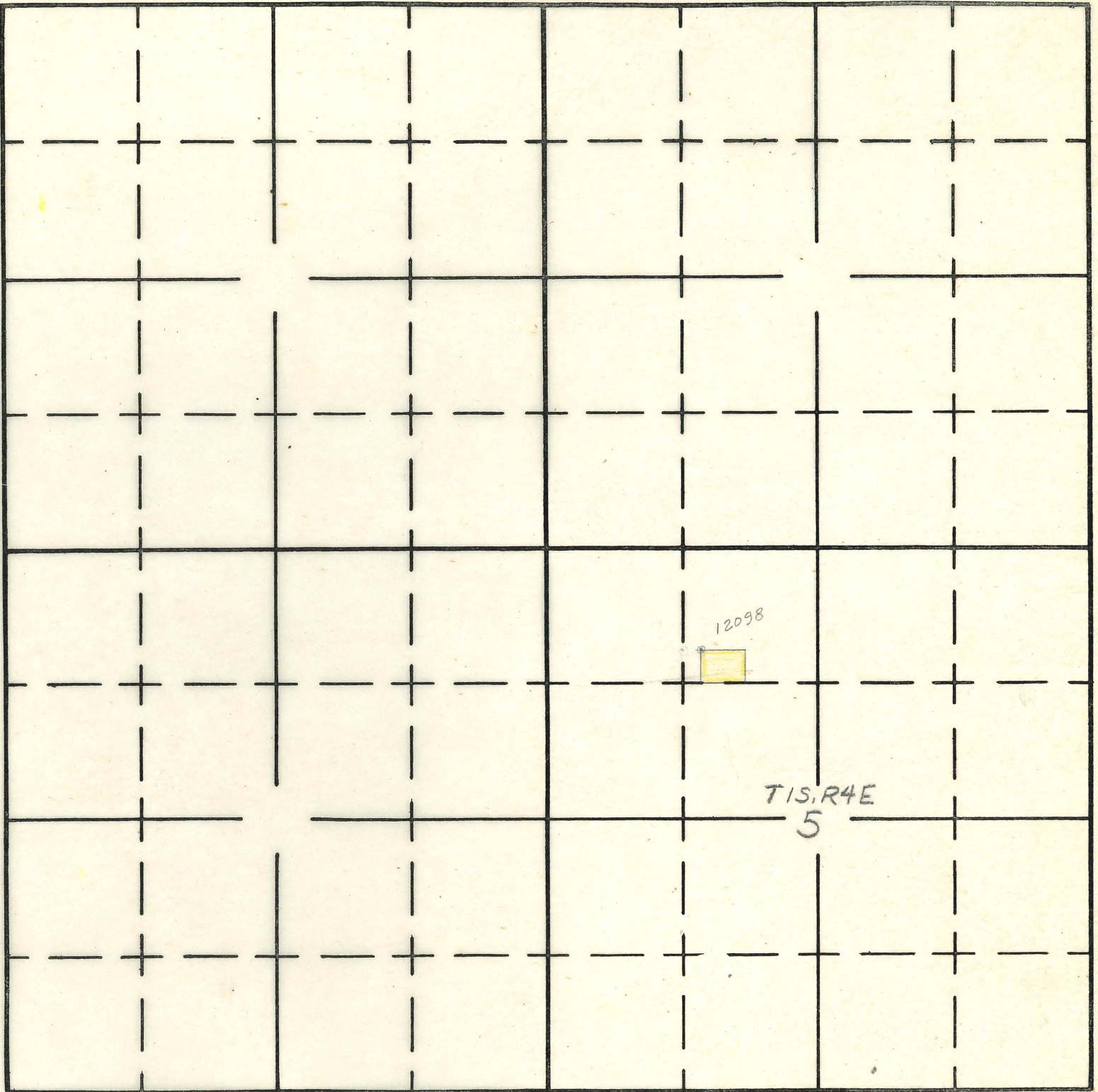

Robert L. Burns

ad
encl/

SECTION

TOWNSHIP, RANGE, W. M.

North



South

~~15019~~
~~14695~~



title insurance

escrows

foreclosure reports

RECEIVED
JUL 11 1962
STATE ENGINEER
SALEM, OREGON

Title Insurance Company

425 S.W. Fourth Avenue / Portland 4, Oregon / Telephone CAPITOL 8-7425

Menlo Park Branch

29 N. E. 122nd Avenue / Portland 30, Oregon / Telephone ALPINE 2-5507

May 9, 1962

Order No. 201542

C. H. Stubbs
P. O. Box 421
Troutdale, Oregon

Dear Sir:

We are prepared to issue Owner's Policy in the amount of \$2,000.00, in the usual form, as of May 3, 1962 at 8:00 a.m., insuring title to:

The following described real property in Section 5, Township 1 South, Range 4 East of the Willamette Meridian, in the County of Multnomah and State of Oregon, to-wit:

Commencing at an iron pipe set in the West line of the Northeast quarter of the Northwest quarter of Section 5, Township 1 South, Range 4 East of the Willamette Meridian, South $0^{\circ}13'15''$ East 985.7 feet from the North line of said Section 5; thence South $89^{\circ}12'$ East 180.0 feet to the true point of beginning of the tract of land herein described; thence continuing South $89^{\circ}12'$ East 420.0 feet; thence South $0^{\circ}48'$ West 334.3 feet to the South line of the Northeast quarter of the Northwest quarter of said Section 5; thence North $89^{\circ}12'$ West 420.0 feet; thence North $0^{\circ}48'$ East 334.3 feet to the true point of beginning;

in

CLAUDE H. STUBBS and GRACE A. STUBBS,
as tenants by the entirety;

subject to the usual printed exceptions, and

1. Taxes for the year 1958-59: \$ 82.84 delinquent, plus interest.
1959-60: \$117.13 delinquent, plus interest.
1960-61: \$124.03 delinquent, plus interest.
1961-62: \$128.46 not paid.
2. Water rights as shown by instrument filed July 31, 1933 in Book 1, page 109, Water Rights records.
3. Water right, State of Oregon to John William and Susan C. Warner, recorded December 4, 1928 in Book 1, page 55, Water Rights Records.

Page 2
Order No. 201542

4. Right of way for ingress and egress and water rights granted in deed from Carl Nielson and wife to John W. Warner and wife, recorded July 15, 1926 in Book 1062, page 200, Deed Records.

5. Mortgage, including the terms and provisions thereof, executed by Claude H. Stubbs and Grace A. Stubbs, husband and wife, to Fred S. Rice and Emma T. Rice, husband and wife, dated October 13, 1955, recorded October 18, 1955 in Book 1766, page 28, Mortgage Records; given to secure the payment of a note for \$3,000.00 with interest thereon.

6. Rights of the public and governmental bodies in and to that portion of the herein described property lying below the ordinary high water mark of the Sandy River.

NOTE: We find no judgments against Laurence Madsen or Leona Madsen.

TITLE INSURANCE COMPANY

By

NR/lc

June 20, 1928.

Mr. John William Warner,
493 E. 8th Street, North,
Portland, Oregon

Herewith you will find Application No. 12098, being
Permit No. 8509, together with blue print.

The application has been approved and recorded in this office.

May 29, 1928

Mr. John William Warner,
493 E. 8th Street, North,
Portland, Oregon.

Dear Sir:

I have received your application for a permit to appropriate water, together with maps and fees in the amount of \$11.00. Official receipt No. 8201 covering this amount is enclosed.

The fees required to accompany an application for domestic purposes are \$10.00. Excess fees in the amount of \$1.00 will be returned to you when the permit is issued.

The application appears to be complete and is being placed in line for approval and the issuance of a permit.

Yours very truly,

Rhea Luper,
State Engineer.

HB
Encl.

Mr. Khea Super
State Engineer
Salem Oregon

ENGINEER
RECEIVED

MAY 26 1928

SALEM

OREGON

Dear Sir;

Herewith I am sending
you my application to appropriate water, also
a check drawn in your favor for \$11.00 as
approximate fees relative to filing my appli-
cation. Under separate cover I am sending
you the two maps required to accompany
the application.

Yours very truly

J. W. Warner

493-E. 8th. St. North

October 2, 1928

Mr. John William Warner,
493 E. 8th Street, North,
Portland, Oregon.

Dear Sir:

We are returning herewith your proof of appropriation of water under Permit No. 8509 in order that a notary may fill out and sign the portion of the paper which occurs just above the affidavit of witnesses and also in order that the engineer, Mr. O. J. Porter may place his seal opposite his name.

After this is done, please return the proof to this office in order that a certificate may be issued.

Yours very truly,

Rhea Luper,
State Engineer.

ACFP:HB
Encl.

STATE OF OREGON
COUNTY OF MULTNOMAH
CERTIFICATE OF WATER RIGHT

This is to Certify, That John William and Susan C. Warner

of **Portland**, State of **Oregon**, has made proof
to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of
Unnamed Spring
a tributary of **Sandy River** for the purpose of
Domestic
under Permit No. **8509** of the State Engineer, and that said right to the use of said waters
has been perfected in accordance with the laws of Oregon; that the priority of the right hereby
confirmed dates from **May 26, 1928;**

that the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed
0.02 cubic foot per second;

The point of diversion is located in the **NE 1/4** of Section **5**, Township **1S**, Range **4E**, W. M.
The use hereunder for irrigation shall conform to such reasonable rotation system as may be
ordered by the proper state officer.

The amount of water used for irrigation, together with the amount secured under any other
right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second per
acre, or its equivalent in case of rotation.

A description of the lands irrigated under the right hereby confirmed, and to which such
right is appurtenant (if for irrigation or any other purpose), is as follows: **NE 1/4, Section 5,**
Township 1 South, Range 4 East of the Willamette Meridian in Multnomah County, Oregon.

The right to the use of the water for any purpose is restricted to the lands or place of use
herein described.

After the expiration of fifty years from the date of this certificate or on the expiration of
any federal power license issued in connection with this right, and after not less than two years
notice in writing to the holder hereof, the State of Oregon, or any municipality thereof, shall have
the right to take over the dams, plants and other structures and all appurtenances thereto which have
been constructed for the purpose of devoting to beneficial use the water rights specified herein, upon
condition that before taking possession the State or municipality shall pay not to exceed the fair
value of the property so taken, plus such reasonable damages, if any, to valuable, serviceable and
dependable property of the holder of this certificate, not taken over, as may be caused by the
severance therefrom of the property taken in accordance with the provisions of section 5728,
Oregon Laws.

WITNESS the signature of the State Engineer,

affixed this **26th** day
of **November**, 19 **28**

Rhea Luper

State Engineer.

APPLICATION No. _____

STATE ENGINEER RECEIVED
STATE ENGINEER RECEIVED
COUNTY Muttsmuth
NOV 2 1928 SALEM NOV 14 1928

Proof of Appropriation of Water

1. Name JOHN WILLIAM WARNER AND
SUSAN C. WARNER - husband & wife
2. Address 493 E. 8th St North
Portland, Oregon.
3. Source of supply Un-named spring
Tributary of Sandy River
4. Amount of water 0.02
5. Priority date May 26 - 1928
6. Use domestic supplies
7. The description of land given below corresponds to that found in your permit covering land to be irrigated, or, if for other purposes, the place of use. In the blank column on the right, headed "No. acres actually irrigated," fill in the number of acres you have irrigated in each of the tracts described:

[illegible]

(Attach separate sheet if necessary)

DESCRIPTION OF WORKS

8. (a) Location of point of diversion, NE 1/4 of NW 1/4 Sec. 5, Twp. 1 S., Range 4 E. W. M.
 (Legal Subdivision)
- (b) If a dam has been constructed, give description: Height, _____ ft.; length on top, _____ ft.;
length on bottom, _____ ft.; material used and character of construction, _____
- Concrete (cement) Box 3' x 2' x 1 1/2' deep taps the spring. A 6' x 1 1/2" iron pipe
conveys the water into a 4.5' x 4.5' x 3.5' concrete (cement) Storage tank & Intake
- (c) Give description of headgate: Width, _____ ft.; depth, _____ ft.; material used and character
of construction, _____
- _____
- (d) Size of canal: Width on top (at waterline) _____ ft.; width on bottom, _____ ft.; grade,
_____ ft. fall per 1,000 ft. Actual capacity, _____ sec.-ft. Give general description,

8. (Cont'd.)

(e) Pipe line: Description of intake, 4.5' x 4.5' x 3.5' Concrete (cement) Tank (Storage)

Length of pipe, 620 ft.; size at intake, 3/4" in.; size at ft. from intake, in.; size at place of use, 3/4" in. Difference in elevation between intake and place of use, 65 ft.

Is grade uniform? broken Actual capacity of pipe line, 0.02 sec.-ft.

Give general description: galvanized iron
(Material: Steel, wrought, cast iron, wood stave, etc.)

(f) Pumping plant: Give size and type of pump,

Suction lift, ft.; discharge lift, ft. Type of motor used

Horse power rating, H. P. Actual capacity of pump, sec.-ft.

GENERAL

9. During what months is water beneficially used

10. State character of soil

Kind of crops raised

11. Does the accompanying map, filed with your application, show correctly the point of diversion, area of land irrigated, or place of use?

12. If not, wherein is such map in error?

13. Domestic use: Give number of families actually using water at this time one

14. If for power, mining, municipal, manufacturing, storage or any other purpose than irrigation, give extent and method of such use

STATE OF OREGON,

County of

} ss.

W. J. Warner and Susan C. Warner being first duly sworn, depose and say that we have read the above and foregoing proof of appropriation of water; that we know the contents thereof, and that the facts therein stated are true.

IN WITNESS WHEREOF, we have hereunto set my hand this 34 day of November, 1928.

Subscribed and sworn to before me this 3 day of November, 1928.

[NOTARIAL SEAL]

John S. Hudson
Notary Public for Oregon
My commission expires Feb 7-1932

AFFIDAVIT OF WITNESSES

We, Carl Nielson, and Belle A. Nielson
of Route One, Troutdale Ore., being first duly sworn, depose and say that
we are well acquainted with the facts and conditions set forth in the foregoing statement relative to
proof of appropriation of water under Permit No. 8509; that we and each of us have been over and
upon each tract described in said proof, and from such personal inspection have knowledge that all neces-
sary ditches, dams and other diversion and distributing works have been constructed, and water used as
stated therein; that we have carefully read such proof of appropriation, and that each and every state-
ment contained therein is true to the best of our knowledge and belief.

Carl Nielson

Belle A. Nielson

Subscribed and sworn to before me this 6 day of September, 1928

John S. Hudson
Notary Public for Oregon

[NOTARIAL SEAL]

My commission expires Feb 7 1932

REPORT OF PERSON MAKING INSPECTION

I, Orville George Porter, do hereby certify that I have made
an inspection of the works described herein and in Permit No. 8509, on the 19th day
of May, 1928, and found the foregoing statements and descriptions of works to
be accurate. In my opinion the appropriation has been completed to the extent of 0.02
(Quantity of water in
second-feet or acre-feet)
and I recommend the issuance of a water right certificate for this amount.

Orville George Porter
(Name)

Professional Eng'r. Civil #472
(Title)

NOTE TO INSPECTORS—If conditions do not justify the above report by you, please return the proof without your
signature, with a full report by letter.

PROOF OF APPROPRIATION

Permit No.

Recording fee paid

Receipt No.

AFFIDAVIT OF WITNESSES

I, Orville George Porter, do hereby certify that I have made

an inspection of the works described herein and in Permit No. 8209, on the

of May, 1923, and found the foregoing statements and description

be accurate in my opinion the appropriation has been carried to the extent of

(1) Payment of the amount of the appropriation

(2) Payment of the amount of the appropriation

(3) Payment of the amount of the appropriation

(4) Payment of the amount of the appropriation

(5) Payment of the amount of the appropriation

(6) Payment of the amount of the appropriation

(7) Payment of the amount of the appropriation

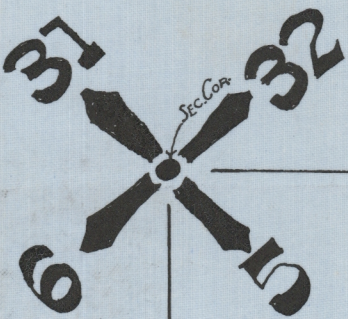
(8) Payment of the amount of the appropriation

(9) Payment of the amount of the appropriation

(10) Payment of the amount of the appropriation

MAP
SHOWING
WARNER WATER SYSTEM
IN
N.E. 1/4 OF N.W. 1/4 SEC. 5-T.1 S.R.4 E. OF THE W.M.
MULTNOMAH COUNTY OREGON
SCALE 1" = 200'

T.1 N.R.4 E.W.M.
T.1 S.R.4 E.W.M.



COLUMBIA RIVER HIGHWAY
To PORTLAND

CARL NIELSON
CREEK

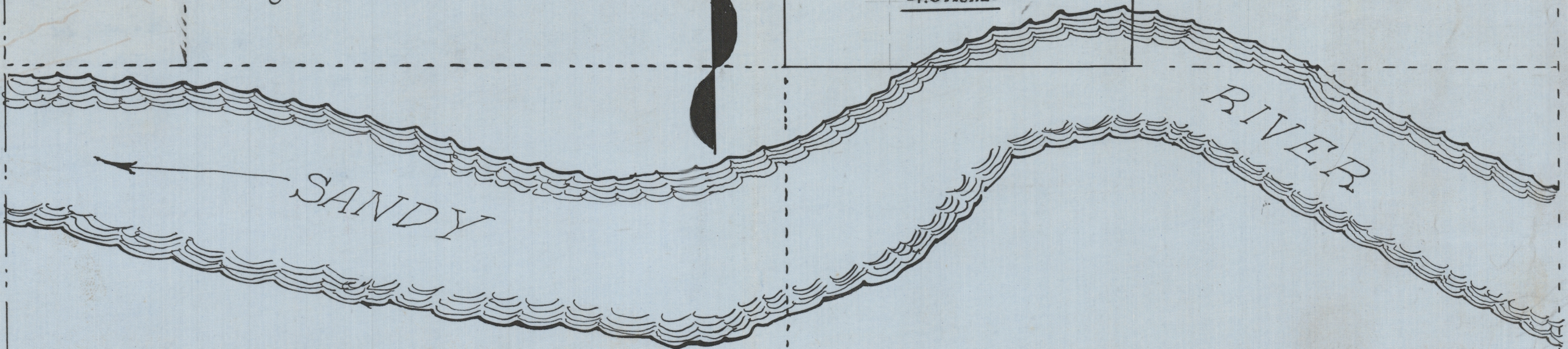
PROPERTY

EDWARD NIELSON
8.98 Ac.

N.E. 1/4 OF N.W. 1/4

App 12098
Per 8509

3/4" X 620' PIPE LINE
JOHN WILLIAM WARNER ET AL.
4.6 ACRES



I, O.G. PORTER OF PORTLAND, OREGON, DO HEREBY CERTIFY,
THAT, THIS MAP WAS MADE FROM NOTES TAKEN DURING AN ACTUAL
SURVEY MADE BY ME IN MAY 1927 & MAY 1928 AND THAT IT
CORRECTLY REPRESENTS THE WORK DESCRIBED IN THE AC-
COMPANYING APPLICATION, TOGETHER WITH THE LOCATION OF
STREAMS, SPRINGS & DITCHES IN THE IMMEDIATE VICINITY.
O.G. Porter
REGISTERED PROFESSIONAL ENGINEER
OREGON No. 472
Nov. 25, 1919
(DATE OF REGISTRATION)

Application No. 12098
Permit No. 8509



Gen. of Sec.