



Permit No. 158  
Application No. 383

I, Podell Matteson, the holder of Application No. 383, being  
Permit No. 158, issued by the State Engineer of the State of  
Oregon for the appropriation of 42 second feet of the waters of Sain Creek  
in accordance with the tenor of such permit and the limitations endorsed thereon by the State Engi-  
neer, began the actual construction of the works described thereon by the application of water to a  
beneficial use on the 1st day of June, 1910, being within the time limitation as fixed  
in said permit for the beginning of construction work.

The appropriator should state the manner of beginning construction work, number of men and teams employed, the  
amount of work completed up to the date of this statement, and any additional information which may tend to show the  
beginning of work in good faith. Only one team was used, and that was used  
for plowing and seeding on the main level parts. Two men were used  
on all the raised parts. The main ditch is completed.

IN WITNESS WHEREOF, I have hereunto set my hand this 28 day of December, 1911.

Gaston Oregon  
(Present Address)

Podell Matteson  
(Signature of Applicant.)

Fill out, detach, and mail to the Secretary, Board of Control, Salem, Oregon.

Permit No. 158  
Application No. 383

I, Podell Matteson, holder of Application No. 383, being  
Permit No. 158, issued by the State Engineer of the State of  
Oregon for the appropriation of 42 second feet of the waters of Sain Creek  
in accordance with the tenor of such permit and the limitations endorsed thereon by the State Engi-  
neer, have completed the construction of the works described therein for the application of water to  
a beneficial use on the 1st day of September, 1911, being within the time limitation as  
fixed in said permit for the completion of construction work.

Remarks: To the best of my knowledge, all of the water for which  
application was made has been used. (42)  
If the works have a less capacity than as described in the permit, or you have definitely abandoned your  
plan of irrigating any of the lands described in your permit, you should so state in order that our records may not be  
unnecessarily encumbered. I have not abandoned my plan of irrigating any of the land described.

IN WITNESS WHEREOF, I have hereunto set my hand this 28 day of December, 1911.

Gaston Oregon  
(Present Address)

Podell Matteson  
(Signature of Applicant.)

Fill out, detach, and mail to the Secretary, Board of Control, Salem, Oregon. Form D should be used in reporting  
progress of work if more than one year has been allowed for completion.

Nov 19 10  
11  
12

OFFICE OF BOARD OF CONTROL  
RECEIVED  
NOV 6 1912  
SALEM, OREGON

Permit No.  
Application No.

I, P. Matteson, the holder of Application No. 383, being  
Permit No. 158, issued by the State Engineer of the State of  
Oregon for the appropriation of 42 second feet of the waters of Sain Creek  
in accordance with the tenor of such permit and the limitations endorsed thereon by the State Engi-  
neer, have completely applied the water to a beneficial use, on the 15th day of October, 1912  
being the time limitation as fixed in said permit for the complete application of water to a beneficial  
use.

Remarks: Can not use the amount of water granted.  
permit in rainy season like 1912,  
If all of the water granted in the permit had not been fully applied to beneficial use, you should so state,  
so that subsequent appropriators may have notice.

IN WITNESS WHEREOF, I have hereunto set my hand this 4th day of November, 1912

Gaston Oregon  
(Present Address)

P. Matteson  
(Signature of Applicant.)

Fill out, detach, and mail to the Secretary, Board of Control, Salem, Oregon.

A. A. Howell  
Surveyor

1/4  
Corner



Sec  
17E

SW Corner N 1/4 Sec 18 T. 11 N. R. 10 W. of R.M. Highway D.L.C. & 55

Point of Division

383

Application # 383,  
Permit # 168.

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

WASHINGTON COUNTY

IN THE MATTER OF THE APPLICATION )  
OF U.S. BUREAU OF RECLAMATION FOR )  
APPROVAL OF CHANGES IN POINT OF )  
DIVERSION AND USE OF WATER )  
-----

ORDER APPROVING  
TRANSFER NO. 3957

On May 11, 1978, an application was filed in the office of the Water Resources Director by the United States of America, acting through the Regional Director of the Bureau of Reclamation, for approval of changes in point of diversion and use heretofore made of water from Sain Creek, pursuant to the provisions of ORS 540.510 to 540.530.

The certificate recorded at page 726, Volume 1, State Record of Water Right Certificates, in the name of Rodell Matteson, describes a right for the use of not to exceed 0.34 cubic foot per second from Sain Creek for irrigation of 19.0 acres in SW $\frac{1}{4}$  NE $\frac{1}{4}$  and 8.0 acres in SE $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 18, Township 1 South, Range 4 West, W.M., with a date of priority of November 4, 1909.

The authorized point of diversion for said right is located 250 feet South and 250 feet West from the Northeast Corner of the NW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 18, being within the NW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 18, Township 1 South, Range 4 West, W.M.

The applicant herein, owner of the lands above described, is seeking approval of changes from the said point of diversion and use theretofore made, without loss of priority, to the existing use of the water for operation and maintenance of a public recreation area in NW $\frac{1}{4}$  SW $\frac{1}{4}$  and S $\frac{1}{2}$  SW $\frac{1}{4}$  of Section 7; and NW $\frac{1}{4}$  of Section 18, Township 1 South, Range 4 West, W.M., by diversion from a point located 210 feet South and 415 feet West from the Northeast Corner of the NW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 14, being within the NW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 14, Township 1 South, Range 4 West, W.M.

Notice of the application, pursuant to ORS 540.520(2), was published in the Washington County News-Times, a newspaper printed and having general circulation in Washington County, Oregon, for a period of three weeks in the issues of May 24 and 31; and June 7, 1978.

Mr. Clayton Gardner, Watermaster, has filed a statement to the effect that the proposed changes in point of diversion and use heretofore made of water may be made without injury to existing rights.

No objections having been filed and it appearing that the proposed changes in point of diversion and use heretofore made of water may be made without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the requested changes in point of diversion and use heretofore made of water, as described herein, without loss of priority, are approved.

It is FURTHER ORDERED that the quantity of water diverted at the new point of diversion shall not exceed the quantity of water available at the old point of diversion under the subject right, and shall be limited to the irrigation season of each year.

It is FURTHER ORDERED that the following provisions shall be carried out prior to the diverting of water at the new point of diversion as herein confirmed:


That the diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

That the type and plans of the measuring device be approved by the watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said watermaster.

It is FURTHER ORDERED that NO time need be fixed for completion as the changes in point of diversion and use heretofore made of water are completed.

It is FURTHER ORDERED that the certificate of water right recorded at page 726, Volume 1, State Record of Water Right Certificates, is canceled; and upon proof satisfactory to the Water Resources Director of completion of works and beneficial use of water to the extent intended under the provisions of this order, a confirming certificate of water right shall be issued to the applicant herein.

Dated at Salem, Oregon this 20th day of July, 1978.

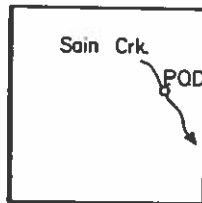
  
James E. Sexson  
Director

T. 1 S., R. 4 W., W.M.

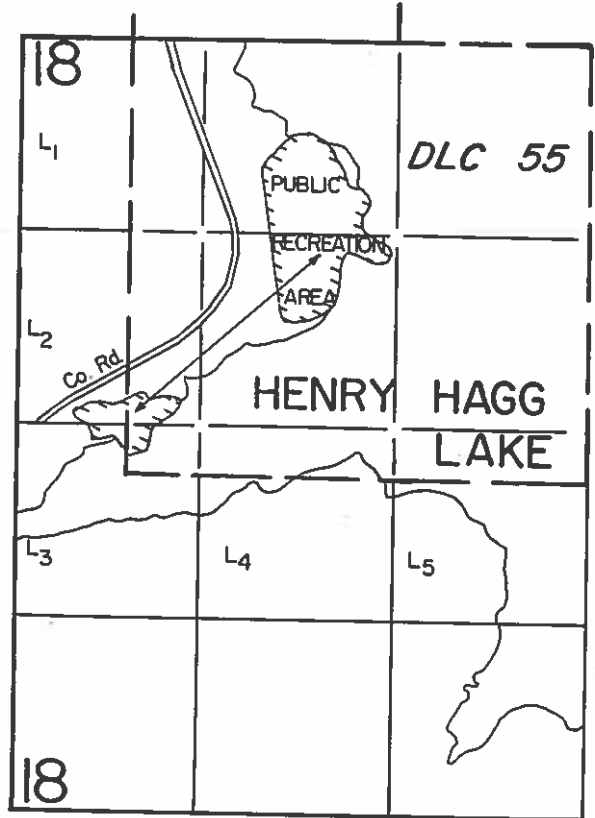


T. 1 S., R. 5 W., W.M.

SEC. 14  
NW<sup>4</sup> SW<sup>4</sup>



P.O.D. Loc. : 560' S. &  
270' W. from E. 1/4  
Cor. Sec. 14.



Scale : 1" = 1320'

# FINAL PROOF SURVEY

UNDER

Transfer    3957

Application No. .... Permit No. ....  
IN NAME OF

U. S. BUREAU of RECLAMATION

Surveyed AUG. 29. 1988. by J. WARREN.....

WATER RESOURCES DEPARTMENT

INTEROFFICE MEMO

To: James Carver, Jr.

Date: February 8, 1978

From: Clayton J. Gardner CJD

Subject: File No. 383, Permit No. 158

I called Mr. John Onieda of the Forest Grove Bureau of Reclamation office and he stated that the B of R has complete control of the old city of Hillsboro pipe line from Seine Creek.

Mr. Clint Giberson, of the Washington County Parks Dept., stated that they are using water from Seine Creek in Recreation Area "C" as shown on the transfer map application.

Mr. Onieda also said that he has proposed that the Forest Grove Bureau of Reclamation office be closed in July, 1978. This hasn't been confirmed as yet.

RECEIVED

FEB 9 1978



IN REPLY  
REFER TO: 424  
870.

United States Department of the Interior  
BUREAU OF RECLAMATION

PACIFIC NORTHWEST REGIONAL OFFICE  
FEDERAL BUILDING & U.S. COURTHOUSE  
BOX 018 - 550 WEST FORT STREET  
BOISE, IDAHO 83724

NOV 21 1974

**RECEIVED**

NOV 22 1974

STATE ENGINEER  
SALEM, OREGON

Mr. Chris Wheeler  
Oregon State Engineer  
1178 Chemeketa Street, N.E.  
Salem, Oregon 97310

Dear Mr. Wheeler:

Enclosed is an application for transfer of water right regarding Water Right Certificate 726, which waters we propose to utilize as a source of water for Recreation Area C at Henry Hagg Lake, Tualatin Federal Reclamation Project, Oregon.

Sincerely yours,

*H. R. Stevens*  
Acting Regional Director

Enclosure



*Save Energy and You Serve America!*





9. State the character of the soil and kind of crops raised *A very sandy soil, with a gravel subsoil* *Covering potatoes and other garden truck*
10. Does the accompanying blue print of the map filed with your permit show correctly the location of diverting works and area of land where water is used? *Yes*
11. If not, state wherein such map is in error

12. If the dimensions of your ditch or dam do not correspond to those described in your permit, state what changes have been made, giving dimensions of ditch (or other distributing works)

*Ditch was dug a little farther to the N.E. - the 4 1/2 acre irrigated tract, making 8 acres under irrigation between the ditch and the creek, instead of 4 1/2 acres*

13. If water is used for power, mining, domestic, municipal, storage, manufacturing, or any other purpose than irrigation, give the extent and method of such use

STATE OF OREGON,  
County of *Washington* } ss.

I, *Rodell Matteson*, being first duly sworn,

depose and say that I have read the above and foregoing proof of appropriation of water; that I know the contents thereof; and that the facts therein stated are true.

IN WITNESS WHEREOF, I have hereunto set my hand this *14<sup>th</sup>* day of *September*, 191*4*.

*Rodell Matteson*

Subscribed and sworn to before me this *14<sup>th</sup>* day of *September*, 191*4*.

*A. W. Baker*  
Notary Public for Oregon.

(Notarial Seal)





RECEIVED BY TELEPHONE

OFFICE OF STATE WATER BOARD  
RECEIVED

SEP 15 1914

SALEM, OREGON.

6100



March 27, 1969

Mr. John F. Mangan  
Area Engineer  
Bureau of Reclamation  
P. O. Box 7395  
Salem, Oregon 97303

Dear Mr. Mangan:

If the Bureau of Reclamation has purchased the land area or the owners themselves are making application for transfer of the several rights from irrigation to use in construction of Scoggins dam, the application could probably be approved and this use of water would then be authorized.

Transfers are subject to protest by other waterusers who might be injured by the change in character of use, place of use and point of diversion, but normally this does not occur. This doesn't meet the real problem, however, since a review of the records and distribution which has taken place in the area would indicate that in an average year all but the two oldest priorities would be shut off from diverting any water during the late summer. This would leave only the two oldest rights or a total of 0.72 cubic foot per second that could be considered as a firm supply.

If you wish to follow this route, I believe it would be necessary to locate additional old rights on Scoggins Creek and through agreement with the landowner, transfer those waters to use in dam construction. After the dam is completed, the rights could then be transferred back to irrigation on the same or other lands, as desirable, and probably you could recover all your costs.

Sincerely,

CHRIS L. WHEELER  
State Engineer

CLW:eh



IN REPLY  
REFER TO:

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF RECLAMATION  
LOWER COLUMBIA DEVELOPMENT OFFICE  
1775 - 32ND PLACE N.E.  
BOX 7395, SALEM, OREGON 97303

RECEIVED  
MAR 5 1969  
STATE ENGINEER  
SALEM, OREGON

March 3, 1969

Mr. Chris Wheeler  
State Engineer  
Public Service Building  
Salem, Oregon 97310

Dear Mr. Wheeler:

In connection with the proposed construction of Scoggins dam on Scoggins Creek in Washington County, Oregon as a part of the authorized Tualatin Project the question of water for construction purposes must be given consideration.

The Bureau criteria for a dam of this nature are that up to 2 c.f.s. diversion flow can be assured to be available to the contractor for construction purposes. It is realized that at certain periods during years of record the entire flow at the damsite has not been 2 c.f.s.; however, in most years at least 2 c.f.s. has flowed past the damsite.

The Bureau will, prior to construction of the dam, purchase the reservoir area from the owners. Associated with the land to be purchased are the following water rights:

<u>Application No.</u>	<u>c.f.s.</u>
383	.340
17744	.380
22894	.375
27061	.650
30206	.010
31116	.380
30774	.140

It is proposed that the water available under these water rights, up to 2 c.f.s. be made available to our contractor for the construction period which probably will not exceed 4 years. Your views on this matter would be appreciated.

Sincerely yours,

A handwritten signature in cursive script that reads "John F. Mangan". The signature is written in dark ink and is positioned above the typed name and title.

John F. Mangan  
Area Engineer

383  
21318

January 7, 1954

Mr. S. Roy Matteson  
Gaston, Oregon

Dear Mr. Matteson:

In response to your letter of recent date, please be advised that under Oregon Law all rights to the use of public waters of the State are strictly subject to existing rights and grant a right to appropriate not to exceed a certain quantity of water for the uses set out only when a surplus exists in a source above and beyond that required to satisfy existing rights. They do not however, have to pass water for prior rights unless those rights are being exercised and the water applied to beneficial use.

Very truly yours,

CHAS. E. STRICKLIN  
State Engineer

By  
Chris L. Wheeler, Assistant

CLW:eh



September 15, 1914.

Mr. Rodell Matteson,

Gaston, Oregon.

Dear Sir,-

Proof of appropriation of water under Permit No. 158 has been received and filed in this office, together with \$1.00 recording fee for certificate.

This proof will be passed upon by the State Water Board at its November meeting, and final water right certificate when issued will be sent to the County Clerk of Washington County for recording. The County Clerk will thereafter mail certificate to you.

Very respectfully,

Secretary.

Permit No. 158

December 29, 1932.

Mr. S. Roy Matteson,  
Gaston, Oregon.

Dear Sir:

This is in reply to your letter of December 24th, requesting information concerning the water rights of Rodell Matteson.

According to our records, water right certificate No. 726 has been issued in confirmation of Permit No. 158, granting the right to the use of 0.34 second-foot of water from Sain Creek for the irrigation of 19 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$  and 8 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 18, Township 1 South, Range 4 West, W. M., with a priority of November 18, 1914. The certificate, when issued, was forwarded to the County Clerk for recording in the county records, and it should be of record there.

Anyone making use of water prior to 1909 and continuing such use since is able to claim a vested right. However, such vested rights are not made of record until they are determined by the courts in the proper adjudication proceedings. Whenever the rights on Sain Creek shall be adjudicated the property owners adjacent to the creek will be notified of such proceedings, and any parties claiming a vested right to the use of water from that stream should at that time present such claim in the proceedings.

Very truly yours,

CHAS. E. STRICKLIN,  
State Engineer.

By

V. S. Bovellev, Assistant.

VSBLN

THE ENGINEER  
RECEIVED

DEC 28 1932

SALEM, OREGON

Gaston Oregon,

Dec. 24th-32

To the State Engineer;

Dear Sir:

I would like some information in regard to the true state of my water right, It is probably listed on your files as permit No. 33

My Father took out this permit a long time ago as your records will show. I was only a boy at the time, but I remember a great many of the particulars coincident with it at the time.

Firstly I remember of him paying a filing fee of about three dollars then later after one or two years I think he made a check of so many cents per acre for the whole tract of 33 acres.

As I understand the matter we should now be the holders of a certain certificate or title to the effect that we were bonafide appropriators of the waters of Sain creek, such document being appendant to the deed of this land. To my knowledge we have never received any such document nor do I remember of my father (Rodeil Matteson) ever receiving any receipt for this amount.

It would give me considerable satisfaction if you would investigate the records and determine whether or not any such fee exists. This occurred during Mr. Lewis's term of office.

We were using the waters of this stream for irrigation and domestic purposes long before the new water code which was enacted about this time was ever proposed for a law and I am wondering in case I need to make further applications if it would not be cheaper as well as more secure to file under the head of Riparian right, which fact is not hard to establish, as I think we were among the very first people who ever practiced irrigation in this county which fact is easily proven by a good many of the old residents and pioneers who as yet are residents of this community.

We have never experienced a shortage of water on this creek, while the large Co. that supplies some of the near by towns takes out all they can about three miles up the creek, there is a considerable flow from other sources between their intake and mine. Then again the real low period of water does not occur until late in the summer months generally after I am through irrigating. Some times late as October.

Your records will show that this Co. filed their permit to a appropriate the water from their intake in advance of my father the fact remains that my Father was using his ditch years before they ever came on the scene. As a boy I remember when they made their preliminary surveys they boarded at our house and walked back and forth to their work night and morning through our already constructed ditch. Also a great many years prior to this he installed a hydraulic ram for other purposes, which has been almost in constant operation ever since. Some time after the holidays are over I would be glad to have you give me what information you can.

Thanking you in advance I am

Very respectfully.

P.S. I am all most positive my Father made this second payment as above as I think I wrote the check for him.

*Y. Roy Matteson*

Applications 383

# 39a

11/23/09

Mr. Rodoll Matteson,

Gaston, Ore.

Dear Sir:-

I enclose herewith your Application No. 383, approved, being  
Permit No. 158, together with one blue print map.

Very respectfully

State Engineer.

PAC-IA

# 39a

November 4, 1909.

Mr. R. Matteson,

Gaston, Oregon.

Dear Sir:

I beg to acknowledge receipt of \$7.95, together with your application, No. 383, and maps, under separate cover.

I am returning your application herewith for correction, as provided in Section 47 of the 1909 water law. The necessary corrections will be the answers to questions 12, 13, 14 and 15, and your signature, together with the signature of two witnesses.

In order to retain its original date of priority, this application must be received in this office on or before December 6th.

Very respectfully,

State Engineer.

(1 enclosure.)

383.

# 39a

OFFICE OF STATE ENGINEER  
RECEIVED  
NOV 4 1909  
SALEM, OREGON

Gaston, Oregon

Nov. 2nd 09

Mr. John H. Lewis, State Engineer  
Dear Sir:

Under separate cover  
I am sending you application papers  
for water right.

Enclosed please find  
money order for filing fee.  
For which please register my date of  
filing.

Yours Resp.

R. Matteson

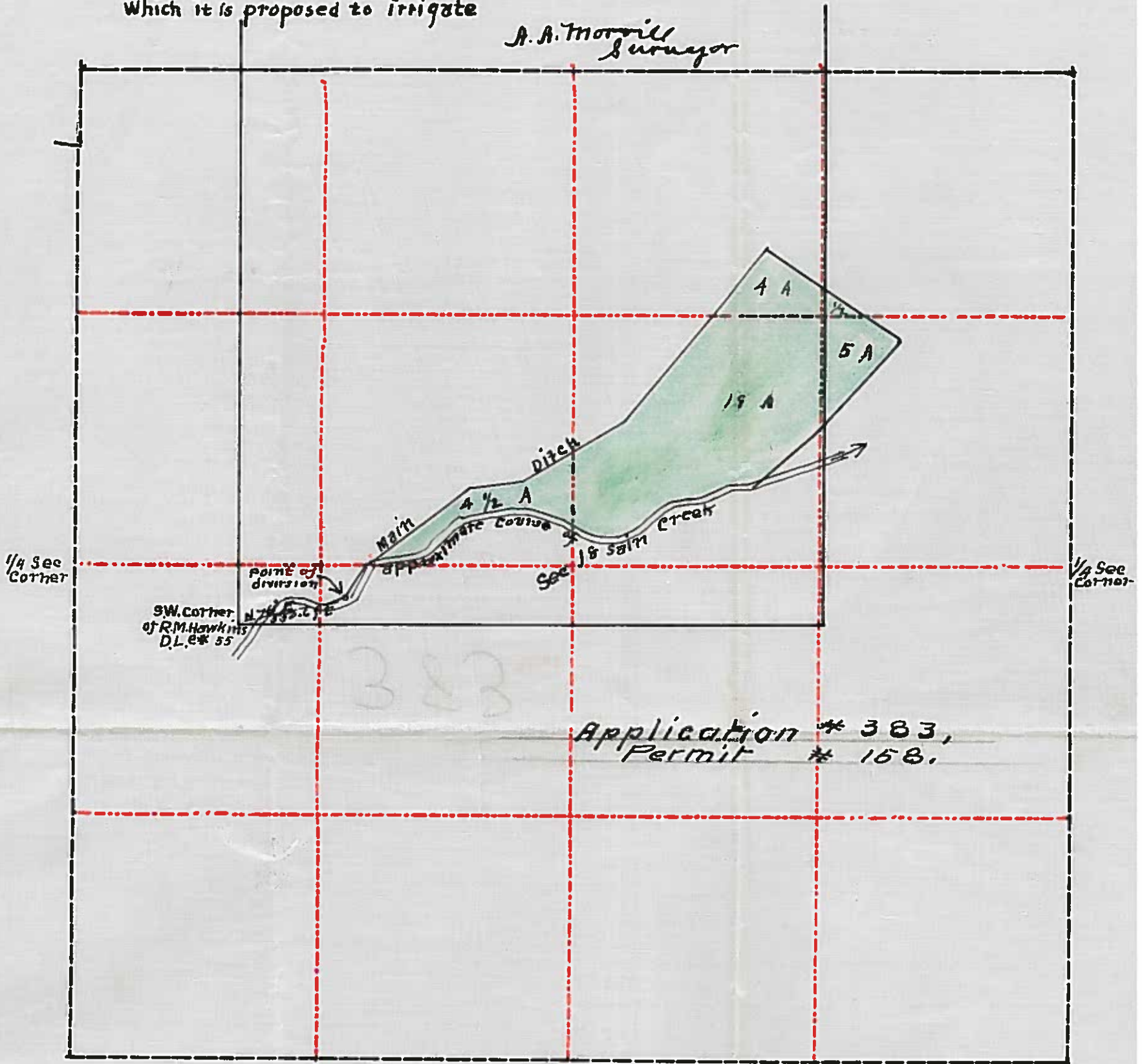
Gaston  
Washington Co.  
Oregon

P.O. Order  
# 795 Recd

# Matteson's Ditch

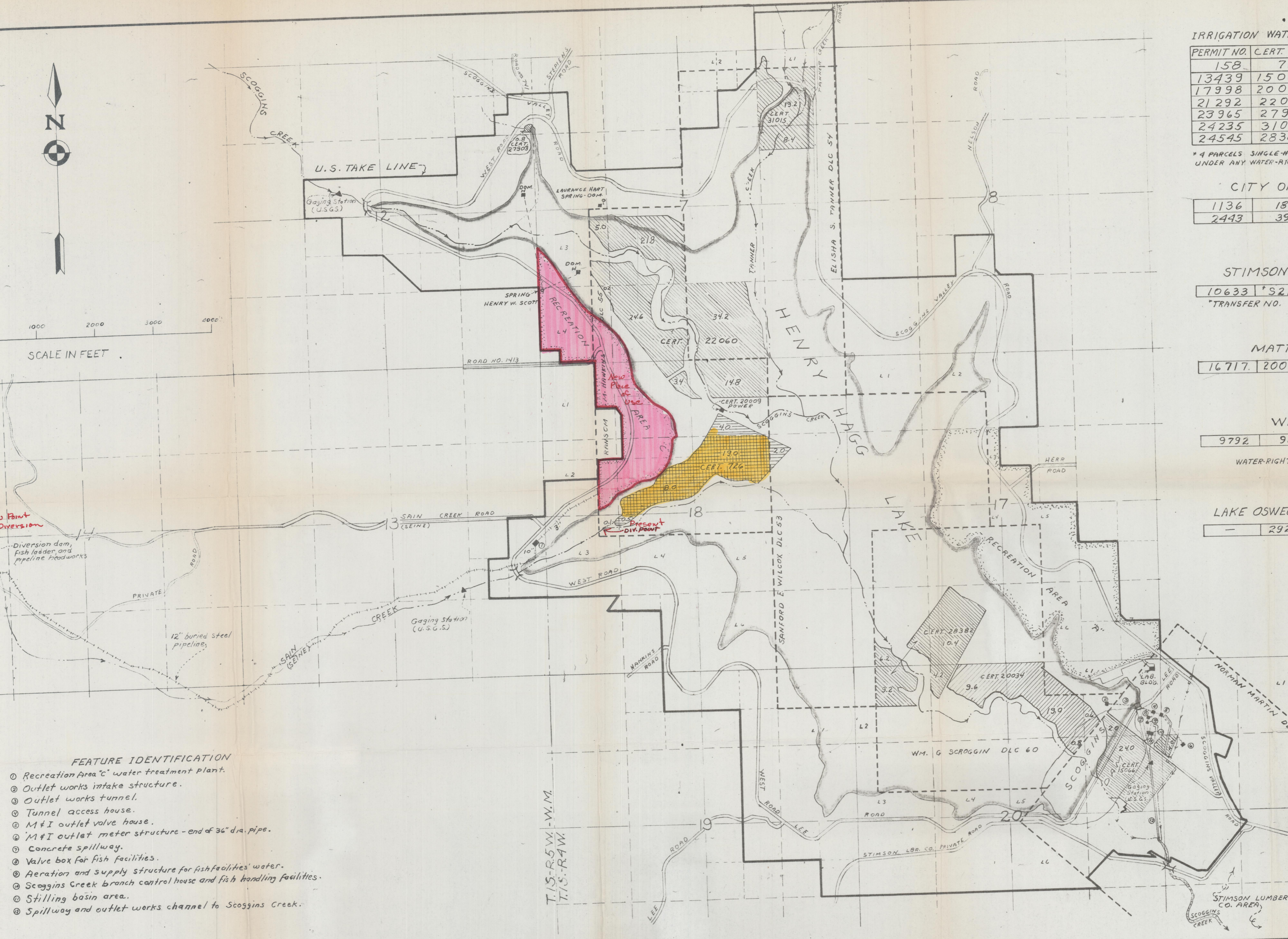
I, A.A. Morrill, of Hillsboro Oregon, do hereby Certify that this map was made from notes taken during an actual survey made by me on Oct 19<sup>th</sup> 1905, and that it correctly represents the works described in the accompanying application, together with the location of streams and other ditches in the immediate vicinity, and has written thereon the area in each smallest legal subdivision which it is proposed to irrigate

A.A. Morrill  
Surveyor





SCALE IN FEET  
1000 2000 3000 4000



IRRIGATION WATER-RIGHT DATA ON LAND OWNED BY THE U.S.

PERMIT NO.	CERT. NO.	DATE	ACRES	Q.	STREAM
158	726	4-9-09	27.00	0.340	SAIN (SEINE) CREEK
13439	15066	1-13-39	30.00	0.380	SCOGGINS CREEK
17998	20034	11-6-47	30.00	0.375	" "
21292	22060	4-9-52	104.00	0.650	" "
23965	27903	12-28-55	0.80	0.010	TRIB. TO SCOGGINS CR.
24235	31015	5-22-56	27.60	0.140	TANNER CREEK
24545	28382	9-13-56	30.00	0.380	SCOGGINS CREEK

\* 4 PARCELS SINGLE-HATCHED (0.1, 0.5, 4.0, 12.0 ACRES) IRRIGATED BUT NOT UNDER ANY WATER-RIGHT.

CITY OF HILLSBORO MUNICIPAL WATER-RIGHTS

1136	1882	1-22-12	-	3.00	SAIN CREEK
2443	3930	5-1-15	-	2.00	" "

STIMSON LUMBER CO. INDUSTRIAL WATER-RIGHT

10633	*S211	4-1-32	-	0.500	SCOGGINS CREEK
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\*TRANSFER NO.

MATTESON POWER WATER-RIGHT

16717	20009	11-30-45	-	10.000	SCOGGINS CREEK
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WILDLIFE WATER-RIGHT

9792	9868	8-8-30	-	0.340	SCOGGINS CREEK
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WATER-RIGHT DATA TAKEN FROM THE RECORDS OF THE STATE ENGINEER

LAKE OSWEGO CORPORATION POWER WATER-RIGHT

-	29248	7-25-06	-	57.500	TUALATIN RIVER
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Point Diversion

Diversion dam, fish ladder, and pipeline floodworks

PRIVATE ROAD

12" buried steel pipeline

Gaging Station (U.S.G.S.)

FEATURE IDENTIFICATION

- ① Recreation Area "c" water treatment plant.
- ② Outlet works intake structure.
- ③ Outlet works tunnel.
- ④ Tunnel access house.
- ⑤ M&I outlet valve house.
- ⑥ M&I outlet meter structure - end of 36" dia. pipe.
- ⑦ Concrete spillway.
- ⑧ Valve box for fish facilities.
- ⑨ Aeration and supply structure for fish facilities' water.
- ⑩ Scoggins Creek branch control house and fish handling facilities.
- ⑪ Stilling basin area.
- ⑫ Spillway and outlet works channel to Scoggins Creek.

T.S.-R.S.W.-W.M.  
T.S.-R.A.W.

RECEIVED  
NOV 22 1974  
STATE ENGINEER

ALWAYS THINK SAFETY

UNITED STATES DEPARTMENT OF THE INTERIOR BUREAU OF RECLAMATION

21  
TUALATIN PROJECT, OREGON  
SCOGGINS DAM AND HENRY HAGG LAKE  
WATER-RIGHT STUDY MAP

DESIGNED J.V.O.G. SUBMITTED F.P.C. BROWN  
DRAWN J.Z.B. RECOMMENDED  
CHECKED P.L.L. APPROVED

\* FOREST GROVE, OREGON 520-74 417-145-927