

Permit No. G- 4942
APPLICATION FOR A PERMIT

To Appropriate the Ground Waters of the State of Oregon

I, DESERT MAGIC, INC. (Name of applicant)
of P. O. Box 216, Boardman, county of Morrow,
(Postoffice Address)
state of Oregon, do hereby make application for a permit to appropriate the following described ground waters of the state of Oregon, **SUBJECT TO EXISTING RIGHTS:**

If the applicant is a corporation, give date and place of incorporation
5-12-71 Oregon

1. Give name of nearest stream to which the well, tunnel or other source of water development is situated Columbia River (Name of stream)
tributary of _____

2. The amount of water which the applicant intends to apply to beneficial use is See Exhibit A cubic feet per second or _____ gallons per minute.

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

4. The well or other source is located _____ ft. _____ and _____ ft. _____ from the _____ corner of See Exhibit B (Section or subdivision)
(If preferable, give distance and bearing to section corner)
(If there is more than one well, each must be described. Use separate sheet if necessary)

being within the _____ of Sec. _____, Twp. _____, R. _____, W. M., in the county of Morrow

5. The See Remarks (Canal or pipe line) to be _____ miles in length, terminating in the _____ of Sec. _____, Twp. _____, R. _____, W. M., the proposed location being shown throughout on the accompanying map.

6. The name of the well or other works is Desert Magic

DESCRIPTION OF WORKS

7. If the flow to be utilized is artesian, the works to be used for the control and conservation of the supply when not in use must be described.

8. The development will consist of two drilled wells (Give number of wells, tunnels, etc.) having a diameter of 16" inches and an estimated depth of 88 feet. It is estimated that feet of the well will require steel (Kind) casing. Depth to water table is estimated 42 (Feet)

DESERT MAGIC, INC.

EXHIBIT A

<u>Desert Magic Well No.</u>	<u>Acres</u>	<u>Cubic Feet per Second</u>	<u>Gallons per Minute</u>
16	328.3	8.2	3,682.4
17	183.4	4.58	2,064.6
	<u>511.7</u>		

Application No. G-5680
Permit No. G-4942

DESERT MAGIC, INC.

EXHIBIT B

Desert Magic
Well No.

Location

- | | |
|----|---|
| 16 | 700 feet East and 300 feet South of the Northwest corner of Section 12, Township 4 North, Range 25, E.W.M. being in the Northwest Quarter of the Northwest Quarter of Section 12. |
| 17 | 2200 feet North and 220 feet West of the Quarter corner common to Sections 2 and 11, Township 4 North, Range 25, E.W.M. being in the Northeast Quarter of the Southwest Quarter of Section 2. |

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Permit No. G-4942

13. To supply the city of
in county, having a present population of
and an estimated population of in 19.....

ANSWER QUESTIONS 14, 15, 16, 17 AND 18 IN ALL CASES

- 14. Estimated cost of proposed works, \$... See Remarks.
- 15. Construction work will begin on or before 11-1-71
- 16. Construction work will be completed on or before two years from date this application is approved
- 17. The water will be completely applied to the proposed use on or before two years from the date this application is approved
- 18. If the ground water supply is supplemental to an existing water supply, identify any application for permit, permit, certificate or adjudicated right to appropriate water, made or held by the applicant. See Remarks

DESERT MAGIC, INC., By: Harold Katchner, Pres.
(Signature of applicant)

Remarks: Irrigation will be done by center pivot circular systems with wheel move and hand lines to be used in the corners.

A previous application has been filed for this land with the Columbia River as the source. Request is made to make the previous application one for a supplemental right from the Columbia on this land and this application for a primary right from the wells.

The cost of the system has been included in the previous application filed by Desert Magic, Inc. and Burlington Northern.

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 and completion

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before February 18th, 1972.

WITNESS my hand this 20th day of December, 1971.

RECEIVED
JAN 2 1972
STATE ENGINEER
SALEM, OREGON

CHRIS L. WHEELER
STATE ENGINEER

By Trevor Jones
Trevor Jones
ASSISTANT

RECEIVED
 JAN 3 1972
 STATE ENGINEER
 SALEM, OREGON

DESERT MAGIC, INC.

EXHIBIT C

DESCRIPTION OF AREA TO BE IRRIGATED
 ALL IN TOWNSHIP 4 NORTH, RANGE 25,
 E.W.M., MORROW COUNTY, OREGON

<u>Desert Magic Well No.</u>	<u>Section</u>	<u>Forty-Acre Tract</u>	<u>No. of Acres to be Irrig.</u>
16	1	Southwest Quarter, Southwest Quarter	40.0
		Southeast Quarter, Southwest Quarter	40.0
		Southwest Quarter, Southeast Quarter	40.0
	2	Northeast Quarter, Southeast Quarter	33.5
		Northwest Quarter, Southeast Quarter	4.0
		Southwest Quarter, Southeast Quarter	32.8
		Southeast Quarter, Southeast Quarter	40.0
	12	Northwest Quarter, Northeast Quarter	40.0
		Northeast Quarter, Northwest Quarter	34.8
		Northwest Quarter, Northwest Quarter	23.2
			<u>328.3</u>
17	2	Southwest Quarter, Northeast Quarter	40.0
		Southeast Quarter, Northwest Quarter	20.0*
	Northeast Quarter, Southwest Quarter	40.0	
		Southeast Quarter, Southwest Quarter	22.9
	Northwest Quarter, Southeast Quarter	36.0*	
Southwest Quarter, Southeast Quarter	5.7		
			<u>164.6</u>
			<u>492.9</u>

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RECEIVED
JAN 3 1972
STATE ENGINEER
SALEM, OREGON

By Chris L. Wheeler STATE ENGINEER
Trevor Jones ASSISTANT

STATE OF OREGON,

PERMIT

County of Marion,

ss.

This is to certify that I have examined the foregoing application and do hereby grant the same, SUBJECT TO EXISTING RIGHTS and 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 6.16 cubic feet per second measured at the point of diversion from the well or source of appropriation, or its equivalent in case of rotation with other water users, from Wells 16 and 17 being 4.1 cfs from Well No. 16 and 2.06 cfs from Well No. 17

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

If for irrigation, this appropriation shall be limited to 1/80 of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3 acre feet per acre for each acre irrigated during the irrigation season of each year; provided further that the depth of the wells be limited to the depth of the alluvial gravels and shall not penetrate the basalt.

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

The well shall be cased as necessary in accordance with good practice and if the flow is artesian the works shall include proper capping and control valve to prevent the waste of ground water.

The works constructed shall include an air line and pressure gauge or an access port for measuring line, adequate to determine water level elevation in the well at all times.

The permittee shall install and maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

The priority date of this permit is December 1, 1971

Actual construction work shall begin on or before February 1, 1973 and shall

thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1973

Extended to Oct. 1977 Extended to Oct. 1, 1978

Complete application of the water to the proposed use shall be made on or before October 1, 1974

WITNESS my hand this 1st day of February, 1972

Extended to Oct. 1 1974
Extended to Oct. 1 1975
Extended to Oct. 1977

Chris L. Wheeler

STATE ENGINEER

Application No. G-5680

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PERMIT

TO APPROPRIATE THE GROUND WATERS OF THE STATE OF OREGON

This instrument was first received in the office of the State Engineer at Salem, Oregon,

on the 1 day of Dec 1971, at 11:15 o'clock A. M.

Returned to applicant:

Approved:

February 1, 1972

Recorded in book No. of

Ground Water Permits on page G-4942

CHRIS L. WHEELER STATE ENGINEER

Drainage Basin No. Z page 69

7 50.15

Permit 757