

*Permit No. 128

APPLICATION FOR A PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

I, J D Fahy
(Name of Applicant)

of Caviness, County of Malheur
(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 Wheaton Creek
(Name of stream)

2. The amount of water which the applicant intends to apply to beneficial use is 1/4 cubic feet per second.

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

4. The point of diversion is located about 594 feet NW of the NE corner of Section 25
(Give distance and bearing to section corner)

being within the In Lot 4 of Sec. 19, Tp. 16 S
(Give smallest legal subdivision) (No. N. or S.)

R. 40 E, W. M., in the County of Malheur
(No. E. or W.)

5. The Ditches to be No. 1
(Main ditch, canal or pipe line)
13 chs. No. 2, 19 ch.
miles ~~6.5~~ length, terminating in the NE 1/4 of the NE 1/4 of Sec. 25, Tp. 16 S
(Smallest legal subdivision) (No. N. or S.)

R. 39 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 Wheaton Creek Ditch

Description of Works

Diversion Works—

7. (a) Height of dam 12 feet, length on top 30 feet, length at bottom 30 feet; material to be used and character of construction Earth
(Loose rock, concrete, Rock and brush.)

masonry, rock and brush, timber crib, etc., wasteway over or around dam)
Wasteway over dam.

(b) Description of headgate No headgate required.
(Timber, concrete, etc., number and size of openings)

*A different form of application is provided where an appropriation is to be made by the enlargement of existing works, or 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).....3.....feet; width on bottom.....2.....feet; depth of water.....1.....feet; grade.....1 1/4.....feet fall per 1000 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 1000 feet.

Fill in the Following Information Where the Water is Used for:

Irrigation—

9. The land to be irrigated has a total area of.....20.....acres, located in each smallest legal subdivision, as follows:.....12 acres in the NE 1/4 of the NE 1/4 of Sec 25 T 16 S R 39 E W M. and.....

(Give area of land in each smallest legal subdivision which you intend to irrigate)

8 acres in the SE 1/4 of the NE 1/4 of Sec 25 T 16 S R 39 E W M.

(If more space required, attach separate sheet)

Power, Mining, Manufacturing or Transportation Purposes—

10. (a) Total amount of power to be developed.....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 the power is to be applied is.....

(h) The nature of the mines to be served.....

Application No. 242

Permit No. 128

PERMIT

To appropriate the public waters of the State of Oregon

Division No. 2 District No.

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the 20 day of August

19 09, at 8 o'clock A M.

Returned to applicant for correction

September 14, 1909

Corrected application received

Sept. 30, 1909

Approved

Oct 20 1909

Recorded in Book No. 1 of Permits on

Page 128

John H Lewis

State Engineer

1.75
6.25

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:

The appropriation for irrigation purposes shall be limited to one-eightieth of one cu. ft. per sec. for each acre irrigated.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed One fourth (1/4) cubic feet per second.

Actual construction work shall begin on or before October 20, 1910 and shall thereafter be prosecuted with reasonable diligence and be completed on or before

October 20, 1911

Complete application of the water to the proposed use shall be made on or before

October 20, 1912

WITNESS my hand this 20th day of October, 1909

John H Lewis

State Engineer.

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