

* APPLICATION FOR A PERMIT

To Appropriate the Public Waters of the State of Oregon

I, John Harry Mallery (Name of applicant) of Trail (Post office), County of Jackson, 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 Elk Creek and Middle Creek (Name of stream) tributary of Elk, a tributary of Rogue

2. The amount of water which the applicant intends to apply to beneficial use is 0.04 cubic feet per second. being .02 c.f.s. from both sources. (If water is to be used from more than one source, give quantity from each)

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

4. The point of diversion is located ft. and ft. from the corner of S. 6° E. 2145 feet from N 1/4 Cor. Sec. 33 from Middle Creek (Section or subdivision) S. 69° E. 1950 feet from 1/4 Cor. between Sections 33 and 28 from Elk Cr. (If preferable, give distance and bearing to section corner)

(If there is more than one point of diversion, each must be described. Use separate sheet if necessary)

being within the NE 1/4, NE 1/4 & SW 1/4, NE 1/4 of Sec. 33, Tp. 32 S. (Give smallest legal subdivision) (N. or S.)

R. 1 E. (E. or W.), W. M., in the county of Jackson

5. The Geo. F. Hall ditch extension to be One mile (Main ditch, canal or pipe line) (Miles or feet) in length, terminating in the SW 1/4, SW 1/4 of Sec. 33, Tp. 32 S. (Smallest legal subdivision) (N. or S.)

R. 1 E. (E. or W.), W. M., the proposed location being shown throughout on the accompanying map.

DESCRIPTION OF WORKS

Diversion Works—

6. (a) Height of dam 2 feet, length on top 30 feet, length at bottom 20 feet; material to be used and character of construction logs, dirt and rocks (Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate 2 x 2 x 3 feet lumber box (Timber, concrete, etc., number and size of openings)

(c) If water is to be pumped give general description (Size and type of pump) (Size and type of engine or motor to be used, total head water is to be lifted, etc.)

* A different form of application is provided where storage works are contemplated.

** Applications for permits to appropriate water for the generation of electricity, with the exception of municipalities, must be made to the Hydro-electric Commission. Either of the above forms may be secured, without cost, together with instructions by addressing the State Engineer, Salem, Oregon.

Municipal or Domestic Supply—

10. (a) To supply the city of
..... County, having a present population of
(Name of)
and an estimated population of in 19.....

(b) If for domestic use state number of families to be supplied

(Answer questions 11, 12, 13, and 14 in all cases)

- 11. Estimated cost of proposed works, \$ 70.00
- 12. Construction work will begin on or before One year from date of priority.....
- 13. Construction work will be completed on or before two years from date of priority.....
- 14. The water will be completely applied to the proposed use on or before three years.....
from date of priority.

John Harry Mallery
(Signature of applicant)
Trail, Oregon

Signed in the presence of us as witnesses:

- (1) C. A. Smith Court House, Medford, Oregon
(Name) (Address of witness)
- (2)
(Name) (Address of witness)

Remarks: Permission granted by J. Russell Winn to carry water through
this old Geo. F. Hall ditch to lands covered by this application.

C.A.S.

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

In order to retain its priority, this application must be returned to the State Engineer, with
corrections on or before, 194.....

WITNESS my hand this day of, 194.....

STATE ENGINEER

Application No. 19310

Permit No. 14894

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 30th day of April 1941, at 1:00 o'clock P. M.

Returned to applicant:

Corrected application received:

Approved:

June 12, 1941

Recorded in book No. 36 of Permits on page 14894

CHAS. E. STRICKLIN STATE ENGINEER

Drainage Basin No. 15 Page 78

Fees Paid \$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 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 0.04 cubic feet per second measured at the point of diversion from the stream, or its equivalent in case of rotation with other water users, from Elk Creek and Middle Creek, being 0.02 c.f.s. from each source.

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 further limited to a diversion of not to exceed 4 1/2 acre feet per acre for each acre irrigated during the irrigation season from April 2, to October 31, of each year,

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 April 30, 1941

Actual construction work shall begin on or before June 12, 1942 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1943 Extended to Oct. 1, 1944

Complete application of the water to the proposed use shall be made on or before October 1, 1944

WITNESS my hand this 12th day of June 1941

CHAS. E. STRICKLIN STATE ENGINEER