

2

\*Permit No. 1951

CERTIFICATE NO. 2739

APPLICATION FOR A PERMIT

To appropriate the Public Waters of the State of Oregon

I, The Heuser-Ballantyne Mill Co. a corporation (Name of Applicant)

of Seio, County of Linn, 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 The Heuser- Ballantyne Mill Co., incorporated March 3, 1914, Oregon Corporation

1. The source of the proposed appropriation is Ge Peany Creek (Name of stream) tributary of Thomas Creek

2. The amount of water which the applicant intends to apply to beneficial use is 10 cubic feet per second.

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

4. The point of diversion is located 800 feet north and 100 feet west of center of Section 24, Township 10 South, Range 1 West (Give distance and bearing to section corner)

being within the SE 1/4 of the NW 1/4 of Sec. 24, Tp. 10 South, R. 1 West, W. M., in the county of Linn, State of Oregon (No. N. or S.) (No. E. or W.)

5. The flume to be 4.9 miles in length, terminating in the SW 1/4 of SW 1/4 of Sec. 8, Tp. 10 S, R. 1 West (Main ditch, canal or pipe line) (Smallest legal subdivision) (No. N. or S.) (No. E. or W.) W. M., the proposed location being shown throughout on the accompanying map.

6. The name of the ditch, canal or other works is Heuser-Ballantyne Flume

DESCRIPTION OF WORKS.

DIVERSION WORKS— average 8

7. (a) Height of dam 80 feet, length on top 80 feet, length at bottom 0.0 feet; material to be used and character of construction timber cribbing, filled with loose rock with 2" plank on inside, wasteway over the top of dam (Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate Timber, one opening, size one foot by three feet (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 - feet; depth of water 1 5/8 feet; grade 1/4 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.

The flume is of "V" shape 3' wide at top, depth of 1 3/8'

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 (Yes or No)

(f) If so, name stream and locate point of return Mill race leading into Thomas Creek

Sec. 18, Tp. 10 South, R. 1 West, 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 ....., and an  
(Name of) estimated population of ..... in 191.....

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

12. Estimated cost of proposed works, \$ **7,500.00** .....

13. Construction work will begin on or before **April 15, 1914** .....

14. Construction work will be completed on or before " " .....

15. The water will be completely applied to the proposed use on or before **May 1, 1914**, to  
the extent that flume is completed by that date and will be applied further as rapidly  
as the length of the flume is extended.

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

**The Heuser, Ballantyne Mill Co.**

(Name of applicant)

by **T Q S Ballantyne, Pres.**

Signed in the presence of us as witnesses:

(1) **John R Penland** ..... **Albany, Oregon** .....  
(Name) (Address of witness)  
(2) **Walter H Eaton** ..... **Albany, Oregon** .....  
(Name) (Address of witness)

Remarks: **This proposed flume will, during the course of construction, be used  
for the purpose of transporting the material out of which the flume  
is being constructed and the water will be returned by various small  
water courses to Thomas Creek. When finally completed, the water will  
be returned as above stated.**

STATE OF OREGON, }  
County of Marion } ss.

This is to certify that I have examined the foregoing application, together with the accompany-  
ing 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 ....., 191.....

WITNESS my hand this ..... day of ....., 191.....

State Engineer.

2

Application No. **3605**  
Permit No. **1951**

**PERMIT**  
TO APPROPRIATE  
THE PUBLIC WATERS OF  
THE STATE OF OREGON

Division No. **1** District No. ....

This instrument was first received  
in the office of the State Engineer at  
Salem, Oregon, on the **16**  
day of **April**, 191**4**,  
at **11:00** o'clock **A**. M.

Returned to applicant for correction

Corrected application received

Approved:

**Apr 28 1914**

Recorded in Book No. **8** of  
Permits, on Page **1951**

**John H Lewis**

State Engineer.

**McC**  
**1 map \$8.00**

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.

**This appropriation shall be limited to fluming lumber**

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed **Ten (10.0)** cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is **April 16,** 191**4**.

Actual construction work shall begin on or before **April 28, 1915**  
and shall thereafter be prosecuted with reasonable diligence and be completed on or before **June 1st, 1916**

EXTENDED TO 6/1/18-6/1/19

Complete application of the water to the proposed use shall be made on or before **Oct. 1st, 1917**

EXTENDED TO 10/1/18-10/1/19

WITNESS my hand this **28th** day of **April**, 191**4**

**John H Lewis**

State Engineer.