

**\*APPLICATION FOR PERMIT**

**To Appropriate the Public Waters of the State of Oregon**

I, Claude Shearer  
(Name of applicant)  
of Uale RT#1 Box 173A  
(Mailing address)

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 Malheur river  
(Name of stream), a tributary of

2. The amount of water which the applicant intends to apply to beneficial use is .75  
cubic feet per second.  
(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 X Irrigation  
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 619 ft. south and 762 ft. east from the Center 1/4  
Section 21  
corner of North west quarter of the southeast quarter  
(Section or subdivision)  
N.W. 1/4 S.E. 1/4 of Section twenty one (21) township  
eighteen (18) south, Range forty-five (45)  
E. W. 7N.  
(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 NW SE of Sec. 21, Tp. 18 S  
(Give smallest legal subdivision) (N. of S.) (E. or W.)

R. 45 E., W. M., in the county of Malheur  
(E. or W.)

5. The \_\_\_\_\_ to be \_\_\_\_\_  
(Main ditch, canal or pipe line) (Miles or feet)  
in length, terminating in the \_\_\_\_\_ of Sec. \_\_\_\_\_, Tp. \_\_\_\_\_  
(Smallest legal subdivision) (N. or S.)

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

**DESCRIPTION OF WORKS**

**Diversion Works—**

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

(b) Description of headgate \_\_\_\_\_  
(Timber, concrete, etc., number and size of openings)

(c) If water is to be pumped give general description four inch pipe that cut  
(Size and type of pump)  
out to (2) five horse power electric motor 75 second  
feet.  
(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.  
\*\*Application for permits to appropriate water for the generation of electricity, with the exception of municipalities, must be made to the Hydroelectric Commission. Either of the above forms may be secured, without cost, together with instructions by addressing the State Engineer, Salem, Oregon.

26123

Canal System or Pipe Line--

7. (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) ..... feet; width on bottom ..... feet; depth of water ..... feet; grade ..... 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.

(c) Length of pipe, 150 ft.; size at intake, 4 in.; size at ..... ft. from intake ..... in.; size at place of use 4 in.; difference in elevation between intake and place of use, 12 ft. Is grade uniform? yes Estimated capacity, .75 sec. ft.

8. Location of area to be irrigated, or place of use .....

Table with 5 columns: Township North or South, Range E. or W. of Meridian, Section, Forty-acre Tract, Number Acres To Be Irrigated. Handwritten entries: 18 south, 45 E. W. M., 21, NW SE, 12.

(If more space required, attach separate sheet)

(a) Character of soil sandy.

(b) Kind of crops raised Hay and pasture

Power or Mining Purposes--

9. (a) Total amount of power to be developed ..... theoretical horsepower.

(b) Quantity of water to be used for power ..... sec. ft.

(c) Total fall to be utilized ..... feet.

(d) The nature of the works by means of which the power is to be developed .....

(e) Such works to be located in ..... of Sec. ....

Tp. ...., R. ...., W. M. ....

(f) Is water to be returned to any stream? (Yes or No) .....

(g) If so, name stream and locate point of return .....

....., Sec. ...., Tp. ...., R. ...., W. M. ....

(h) The use to which power is to be applied is .....

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



PERMIT

STATE OF OREGON,

County of Marion,

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 0.30 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 Malheur River.

The use to which this water is to be applied is Irrigation.

If for irrigation, this appropriation shall be limited to 1/40th 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 amount of water allowed herein, together with the amount secured under any other right existing for the same lands shall not exceed the limitation allowed herein,

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 2, 1959

Actual construction work shall begin on or before June 22, 1960 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1961.

Complete application of the water to the proposed use shall be made on or before October 1, 1962.

WITNESS my hand this 22nd day of June 19 59

Lewis A. Stanley STATE ENGINEER

Application No. 22011 Permit No. 26123

PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the 22nd day of April 1959, at 1:00 o'clock P. M.

Returned to applicant:

Approved:

June 22, 1959

Recorded in book No. 71 of 26123 Permits on page

LEWIS A. STANLEY STATE ENGINEER

Drainage Basin No. 10 page 10

Fees