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 STATE ENGINEER  
 MALDEN, OREGON

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Oregon

I, HAROLD MALLET

(Name of applicant)

of Ontario,

(Residing 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 Wasteway Hollopeter Canal, Warm-springs Irrigation District.

(Name of stream)

2. The amount of water which the applicant intends to apply to beneficial use is 1 4/5 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 irrigation.

(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

approx.

4. The point of diversion is located 140 ft. S. and          ft.          from the NW corner of Section Twenty (20), Township Eighteen South (18 S.), Range Forty-six (46) East of the Willamette Meridian.

(N. or S.)

(E. or W.)

(Section or subdivision)

(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 1/4 NW 1/4 of Sec. 20, Tp. 18 S.

(Give smallest legal subdivision)

(N. or S.)

R. 46 E., W. M., in the county of         

(E. or W.)

5. The main ditch to be 3,300 feet in length, terminating in the NE 1/4 NW 1/4 of Sec. 20, Tp. 18 S.

(Main ditch, canal or pipe line)

(Miles or feet)

(Smallest legal subdivision)

(N. or S.)

R. 46 E., W. M., the proposed location being shown throughout on the accompanying map, with lateral dropping off the main ditch across the East one-half Northeast one-quarter Northwest one-quarter (E 1/2 NW 1/4) of said Sec. 20.

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 Of standard metal and stone construction at

(Timber, concrete, etc., number and size of openings)

the point near the Northwest corner of Sec. 20 where the Hollopeter ditch wastes into the Mallett Drain.

(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.

\*\*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.

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) 8.5 feet; width on bottom NO feet; depth of water 3 feet; grade practically/yes fall per one thousand feet.

(b) At        miles from headgate: width on top (at water line) 3.0 feet; width on bottom 2 feet; depth of water        feet; grade 20 inches/yes fall per one thousand feet.

(c) Length of pipe,        ft.; size at intake,        in.; size at        ft. from intake        in.; size at place of use        in.; difference in elevation between intake and place of use,        ft. Is grade uniform? yes Estimated capacity,        requirement. in excess of/yes

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

Township North or South	Range E. or W. of Meridian	Section	Party-acre Tract	Number Acres To Be Irrigated
18 S.	46 E.	20	NW $\frac{1}{2}$ NW $\frac{1}{2}$ Supplemental	36
18 S.	46 E.	20	NE $\frac{1}{2}$ NW $\frac{1}{2}$	36

(If more space required, attach separate sheet)

(a) Character of soil heavy to sandy loam

(b) Kind of crops raised diversified; hay, grain and row crop

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.  
(Head)

(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.         
(Legal subdivision)

Tp.       , R.       , W. M.         
(No. N. or S.) (No. E. or W.)

(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.         
(No. N. or S.) (No. E. or W.)

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

(i) The nature of the mines to be served

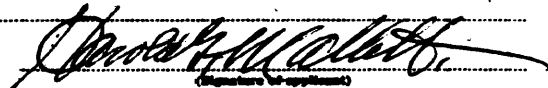
13. (a) To supply the city of \_\_\_\_\_

\_\_\_\_\_ 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, \$ 650.00 \_\_\_\_\_
- 12. Construction work will begin on or before \_\_\_\_\_ Works Completed \_\_\_\_\_
- 13. Construction work will be completed on or before Was completed in conjunction with the Warm Springs Irrigation District more than one year ago.
- 14. The water will be completely applied to the proposed use on or before October 1, 1964

  
(Signature of applicant)

Remarks: Under past operation the water from the District system at the point shown on the map as wasteway has dropped into a drain and therefore following the drain wastes into the Malheur River, and the Malheur River below the point of junction with this drain carries an excess of water to meet the demands upon it; that there had been bad cutting of the banks of the district canal at the point of drain causing great expense in maintenance and repair and no adequate structures had been made at the point of discharge to protect against erosion; that under agreement with the Warm Springs Irrigation District, I put in adequate and proper concrete structures to handle the situation as well as fill a great channel that had been caused by washing and erosion, which structures were installed at my expense and thus obviated future expense and expenditure on the part of the District. As the result of which the District granted permission and gave its consent to my appropriation at my applied for point of diversion.

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 \_\_\_\_\_, 19\_\_\_\_\_

WITNESS my hand this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_

STATE ENGINEER

By \_\_\_\_\_ ASSISTANT

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 1.8 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 Wasteway Hollopster Canal

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

If for irrigation, this appropriation shall be limited to 1/40<sup>th</sup> 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 right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein, and shall also be limited to the water available at the proposed point of diversion, and shall not carry with it the right to compel the continuance of the waste water,

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 January 20, 1964

Actual construction work shall begin on or before May 1, 1965 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1966.

Complete application of the water to the proposed use shall be made on or before October 1, 1967.

WITNESS my hand this 1st day of May, 1964.

*Chris L. Weiler*

STATE ENGINEER

Application No. 39416  
Permit No. 29374

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 22<sup>nd</sup> day of January, 1964, at Six o'clock A. M.

Returned to applicant:

Approved:

May 1, 1964

Recorded in book No. 82 of 29374  
Permits on page

CHRIS L. WEILER  
STATE ENGINEER

Drainage Basin No. 10 page 12C  
Fees 2.12

Date Printing Bill