

RECEIVED  
APR 10 1905

*Metall*  
ASSIGNED, See Misc. Rec. Vol. 4 Page 825

\*APPLICATION FOR PERMIT *Partial*  
ASSIGNED, See Misc. Rec. Vol. *by deed*

# To appropriate the Public Waters of the State of Oregon

I, Horace A. Beal  
(Name of applicant)  
of Ontario, Oregon 869 Park Blvd.  
(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 Snake River

2. The amount of water which the applicant intends to apply to beneficial use is \_\_\_\_\_ cubic feet per second. Pump #1 1.8, Pump #2 0.4  
(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 Pump #1, 39' N and 1295' West, pump #2, 1392' N and 23' East,  
(Section or subdivision)  
both of the South quarter corner, section 2, Township 18 South, Range 46 E.W.M.

(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 (1) SE 1/4 SW 1/4 (2) NW 1/4 SE 1/4 of Sec. 2, Tp. 18S, R. 46 E., W. M., in the county of Malheur  
(Give smallest legal subdivision) (N. or S.) (E. or W.)

5. The Main Ditch to be (1) 2750' (2) 1100' in length, terminating in the (1) SESE (2) NWSE of Sec. 2, Tp. 18S, R. 46 E., W. M., the proposed location being shown throughout on the accompanying map.  
(Main ditch, canal or pipe line) (Miles or feet) (Smallest legal subdivision) (N. or S.)

## 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 Pump no(1) Seven Devils, Centrifugal, 10 in. discharge, 3 phase, 15 H.P. Motor.  
Pump no.(2) Seven Devils, Centrifugal, 4 in. discharge, 3 phase, 5 H.P. motor.  
(Size and type of engine or motor to be used, total head water 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.

30387

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) <sup>(1)</sup> 4.75 <sup>(2)</sup> 3.5 feet; width on bottom <sup>(1)</sup> 1 <sup>(1)</sup> 1.5 <sup>(1)</sup> 10 ft. fall to 1000 <sup>(2)</sup> 1 feet; depth of water <sup>(2)</sup> 1 feet; grade <sup>(2)</sup> 8 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. All ditches uniform size throughout.

(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? ..... Estimated capacity, ..... sec. ft.

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

Township North or South	Range E. or W. of Willamette Meridian	Section	Forty-acre Tract	Number Acres To Be Irrigated
<b>Pump NO. 1</b>				
18S	46E	2	SE $\frac{1}{2}$ SW $\frac{1}{2}$	1.2 Primary, 24.8 Supplemental
			SWSE	9.8 Primary
			NWSE	27.2 Supplemental
			SESE	2.5 Primary
				1.5 Supplemental
				5.5 Primary
				No Supplemental
<b>Pump No. 2</b>				
18S	46E	2	NW $\frac{1}{2}$ SE $\frac{1}{2}$	16 Primary
				88.5

(If more space required, attach separate sheet)

(a) Character of soil Silty loam

(b) Kind of crops raised 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 .....

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, \$\_\_\_\_\_
- 12. Construction work will begin on or before Pump No.1 May 8, 1965; Pump No.2 Mar 1, 1966
- 13. Construction work will be completed on or before No.1. June 1, 1965; No.2 Apr 1, 1966
- 14. The water will be completely applied to the proposed use on or before Pump No.1 July 1, 1965; Pump No.2 September 1, 1966. (see Hn 5-14-65)

Horace A. Beal  
(Signature of applicant)

Remarks: The acres to be covered under the Supplemental right are within the boundaries of the Warmsprings Irrigation District and on or about the 5th day of November, 1964 the Warmsprings Irrigation District consented to this application and the proposed use of water conditioned that the present area within the irrigation district properly be subject to all district assessments and that the applicant pay all costs of installation of pumps and of operation of the maintenance of the same. (The statement as the Warmsprings Irrigation District consented is correct.)

Robt. D. Lytle

Robt. D. Lytle  
Attorney for the Warmsprings Irrigation District

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, } ss.

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 2.2 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 and supplemental 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 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 be subject to such reasonable rotation system as may be ordered by the proper state officer.

The priority date of this permit is April 19, 1965

Actual construction work shall begin on or before June 25, 1966 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1967.

Complete application of the water to the proposed use shall be made on or before October 1, 1968.

WITNESS my hand this 25th day of June, 1965.

Chris Wheeler  
STATE ENGINEER

Application No. 40722  
Permit No. 30387

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 19th day of April, 1965, at 8:00 o'clock A. M.

Returned to applicant:

Approved: June 25, 1965

Recorded in book No. 30387  
Permits on page

CHRIS J. WHEELER  
STATE ENGINEER

Drainage Basin No. 10 page 10  
Fees 73.85