

Abstract Made  
\*Permit No. 3829

Superseded by  
Cert. No. 41936  
CERTIFICATE NO. 2796

## APPLICATION FOR A PERMIT

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

We, T J Brosnan and Joseph Colley

(Name of Applicant)

of Ontario

(Postoffice)

, County of Malheur

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 Drainage District Canal  
Waste & Drainage Water, tributary of Snake River  
(Name of stream)

2. The amount of water which the applicant intends to apply to beneficial use is

3 cubic feet per second.

3. The use to which the water is to be applied is

Irrigation and Domestic Purposes

(Irrigation, power, mining, manufacturing,

domestic supplies, etc.)

4. The point of diversion is located 2242 ft. S 40° 38' E from NW corner 5 Tp 18 S R 47  
E.W.M.  
(Give distance and bearing to section corner)

being within the SE NW of Sec. 5, Tp. 16 S  
(Give smallest legal subdivision) (No. N. or S.)

R. 47 E, W. M., in the county of Malheur  
(No. E. or W.)

5. The Canal to be two  
(Main ditch, canal or pipe line)

miles in length, terminating in the SW corner NE<sub>4</sub> of NE<sub>4</sub> of Sec. 32, Tp. 17  
(Smallest legal subdivision) (No. N. or S.)

R. 47 E W. M., the proposed location being shown throughout on the accompanying map.  
(No. E. or W.)

6. The name of the ditch, canal or other works is

## DESCRIPTION OF WORKS

## DIVERSION WORKS—

7. (a) Height of dam none feet, length on top none feet, length at bottom none  
feet; material to be used and character of construction none  
(Loose rock, concrete,

masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate Timber, No. of openings one, 18 inches in depth by  
(Timber, concrete, etc., number and size of openings)  
4 feet in width.

\*A different form of application is provided 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) four feet; width on bottom 4 feet; depth of water 1½ feet; grade ¼ 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.

FILL IN THE FOLLOWING INFORMATION WHERE THE WATER IS USED FOR:

IRRIGATION—

9. The land to be irrigated has a total area of 130 acres, located in each smallest legal subdivision, as follows:

(Give area of land in each smallest legal subdivision which you intend to irrigate)  
 All of the NE¼ of NE¼ S 32 and all of NW¼ of NW¼ Sec. 33 belonging to T J Brosnam,  
 Twp. 17 S R 47 E.W.M. and

All SE¼ of NE¼ S 32 and N 10 acres of the NE¼ of SE¼ Sec. 32 belonging to Joseph Colley  
 the whole of the above described tracts and of each of the legal subdivisions thereof  
 is irrigated, and each and every tract is in Twp 17 S R 47 E.W.M. in Malheur County,  
 State of Oregon.

(If more space required, attach separate sheet)

POWER, MINING, MANUFACTURING, OR TRANSPORTATION PURPOSES—

10. (a) Total amount of power to be developed None 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 or No)

(f) If so, name stream and locate point of return \_\_\_\_\_  
 \_\_\_\_\_, Sec. \_\_\_\_\_, Tp. \_\_\_\_\_, R. \_\_\_\_\_, 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 \_\_\_\_\_

Ontario, Oregon, May 6th, 1918

At a special meeting of the Board of Supervisors of the Malheur Drainage District, held at their office in Ontario, Oregon, on May 6th, 1918, when were present, J F Weaver and Berwick B Wood, Supervisors, and E H Test, Secretary,

The following among other proceedings were had:

By a resolution duly introduced and passed by the Board of Supervisors, T J Brosnan was granted a permit to divert and appropriate 80 inches of water from the outlet of Line #10 of the Malheur Drainage District for use on NE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 32 and NW $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 33, Tp 17 S R 47 E.W.M. and Joseph Colley was granted a permit to divert and appropriate 50 inches of water from outlet of Line #10 for use on SE $\frac{1}{4}$  NE $\frac{1}{4}$  and N $\frac{1}{2}$  N $\frac{1}{2}$  NE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 32 Tp 17 S R 47 E.W.M. said outlet of Line #10 of Malheur Drainage District being located on NW $\frac{1}{4}$  SE $\frac{1}{4}$  Section 5 Tp 18 S R 47 E.W.M.

Signed J F Weaver, President.

Attest:  
E H Test, Secretary.

STATE OF OREGON )  
County of Malheur. ) ss.

I, E H Test, Secretary of the Malheur Drainage District, do hereby certify, that the above and foregoing is a true copy of the resolutions passed by the said Board of Supervisors, at a meeting held at their office in Ontario, Oregon, on May 6th, 1918, as the same appears of record, in the record of proceedings of said Board of Supervisors.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Malheur Drainage District this 7th day May, 1918.

E H Test,  
Secretary.

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, \$ 400.00
- 13. Construction work will begin on or before May 15th, 1918
- 14. Construction work will be completed on or before June 1st, 1918
- 15. The water will be completely applied to the proposed use on or before August 30th, 1918

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

T J Brosnan

Joseph (Name of applicant)  
Joseph Colley

Signed in the presence of us as witnesses:

- (1) C McGonagill, Ontario, Oregon  
(Name) (Address of Witness)
- (2) .....  
(Name) (Address of Witness)

Remarks: .....

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 correction or completion, as follows: .....

For completion & maps

Question No. 9 & maps

In order to retain its priority, this application must be returned to the State Engineer, with corrections, on or before May 12 June 13, 1918.

WITNESS my hand this 12th day of April, 1918  
14th day of May, 1918

John H Lewis  
L.A.

State Engineer.

Application No. 6065

Permit No. 3829

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# PERMIT

TO APPROPRIATE THE PUBLIC  
WATERS OF THE STATE  
OF OREGON

Division No. 2 District No.

This instrument was first received  
in the office of the State Engineer at  
Salem, Oregon, on the 11 day  
of April, 1918  
at 8:30 o'clock A. M.

Returned to applicant for correction  
April 12, 1918; May 14, 1918

Corrected application received  
May 13, 1918; June 3, 1918

Approved:  
Jun 28, 1918

Recorded in Book No. 14 of  
Permits, on Page 5829

John H Lewis  
State Engineer.  
1 map RS \$24.50

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.  
The right to the use of water herein granted is limited to irrigation and domestic purposes.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 1.73 cubic feet per second, or its equivalent in case of

rotation. The priority date of this permit is May 13, 1918

Actual construction work shall begin on or before June 28, 1919 and shall thereafter be prosecuted with reasonable diligence and be completed on or before June 1, 1920

Complete application of the water to the proposed use shall be made on or before October 1, 1922

WITNESS my hand this 28th day of June, 1918

John H Lewis  
State Engineer.

Permits for power development are subject to the limitation of franchise as provided in Section 6633, Lord's Oregon Laws, and the payment of annual fees as provided in Chapter 213, Session Laws of 1915.