

*Permit No. 7007

ABSTRACT MADE

APPLICATION FOR A PERMIT

CERTIFICATE NO. 7349

To Appropriate the Public Waters of the State of Oregon

I, Frank Obenchain
 (Name of applicant)
 of Bly, County of Klamath
 (Postoffice)
 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 Merrill Creek (or Meryl Creek)
 (Name of stream)
North Fork Sprague River tributary of Williams River
Upper Klamath Lake

2. The amount of water which the applicant intends to apply to beneficial use is 0.94
 cubic feet per second.

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 At the NE corner of SE 1/4 SW 1/4 of Section 20
 (Give distance and bearing to section corner)
T. 35 S. R. 14 E.W.M.

being within the SE SW of Sec. 20, Tp. 35 S
 (Give smallest legal subdivision) (No. N. or S.)
 R. 14 E, W. M., in the county of Klamath
 (No. E. or W.)

5. The Obenchain's East Side Ditch to be now is 3 miles long with a n extension of 2 miles
 (Main ditch, canal or pipe line)
 miles in length, terminating in the NW NE of Sec. 31, Tp. 35 S
 (Smallest legal subdivision) (No. N. or S.)
 R. 14 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 Obenchain's East Side Ditch

DESCRIPTION OF WORKS

DIVERSION WORKS—

7. (a) Height of dam 1 foot feet, length on top 10 feet, length at bottom 10 feet; material to be used and character of construction Willows and sod, The mouth of the ditch has a good natural fall,
 (Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)
dam does not need to be higher.

(b) Description of headgate 1 x 8 & 1 x 12 Headgate width top 3 1/2 ft. with bottom 2 1/2 depth 2 ft. grade of fall is 8 inches to 1000 ft.
 (Timber, concrete, etc., number and size of openings)

*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.

7007(a)

CANAL SYSTEM— Uniform size thruout.

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) ... 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.

FILL IN THE FOLLOWING INFORMATION WHERE THE WATER IS USED FOR IRRIGATION—

9. The land to be irrigated has a total area of 74.4 acres, located in each smallest legal subdivision, as follows:

Table with 2 columns: Area (acres) and Subdivision. Rows include: 7. acres NW NE, 10.8 " SW NE, 8.0 " SE NE, 40. acres NW SE, 18.6 acres NW SE. Total: All in Section 31 T. 35 S R 14 E.W.M.

(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 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 ...

MUNICIPAL SUPPLY—

11. To supply the city of _____
_____ County, having a present population of _____,
(Name of)
and an estimated population of _____ in 19_____.

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

- 12. Estimated cost of proposed works, \$ _____ **My own work.**
- 13. Construction work will begin on or before _____ **Ditch is complete, land soon to be reclaimed.**
- 14. Construction work will be completed on or before _____ **Practically complete now**
- 15. The water will be completely applied to the proposed use on or before _____ **2 years' period.**

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

Frank Obenchain,

(Name of applicant)

Signed in the presence of us as witnesses:

- (1) **R. W. Potter** _____, **Salem, Ore.**
(Name) (Address of Witness)
- (2) **J. O. Watts,** _____, **Bl^y, Oregon.**
(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:

In order to retain its priority, this application must be returned to the State Engineer, with corrections, on or before _____

WITNESS my hand this _____ day of _____

State Engineer.

Application No. 10439

Permit No. 7007

PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

District No.

This instrument was first received in the office of the State Engineer at

Salem, Oregon, on the 26 day

of October, 1925,

at 1:30 o'clock P.M.

Returned to applicant for correction

Corrected application received

Approved:

November 18, 1925.

Recorded in Book No. 24 of Permits, on Page 7007

RHEA LUPER

State Engineer.

1 map ER

\$14.25

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 herein granted is limited to the appropriation of water from Merrill (or Meryl) Creek for irrigation purposes.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 0:94 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is October 26, 1925.

Actual construction work shall begin on or before November 18, 1926 and shall thereafter be prosecuted with reasonable diligence and be completed on or before June 1, 1927

Complete application of the water to the proposed use shall be made on or before October 1, 1928

WITNESS my hand this 18 day of November, 1925

Rhea Luper,

State Engineer.

Permits for power development are subject to the limitation of franchise as provided in Section 5728, Oregon Laws, and the payment of annual fees as provided in Section 5803, Oregon Laws.