

\*Permit No. 7106

CERTIFICATE NO. 7520  
ABSTRACT MADE

APPLICATION FOR A PERMIT

# To Appropriate the Public Waters of the State of Oregon

I, T. W. Penn,  
(Name of applicant)  
of Ontario, County of Malheur,  
(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 Waste water off of N $\frac{1}{2}$  SW $\frac{1}{4}$  and NW $\frac{1}{4}$  SE $\frac{1}{4}$  of Sec. 29, 18S, 47 E. W. M. thru  
(Name of stream)  
Valley View Drainage Ditch, tributary of Drainage Ditch

2. The amount of water which the applicant intends to apply to beneficial use is 1.25  
cubic feet per second.

3. The use to which the water is to be applied is Irrigation (Supplemental)  
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 602 feet  
(Give distance and bearing to section corner)  
South of  $\frac{1}{2}$  corner between Sections 20 and 29 T 10 S R 47 E.

being within the NW SW of Sec. 28, Tp. 18 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 main ditch to be 1/8  
(Main ditch, canal or pipe line)  
miles in length, terminating in the NW SW of Sec. 28, Tp. 18 S,  
(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 Penn Ditch

## DESCRIPTION OF WORKS

### DIVERSION WORKS—

7. (a) Height of dam                      feet, length on top                      feet, length at bottom                      feet; material to be used and character of construction                       
No dam just divert out of drain at a slightly lower level. (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)

\* 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) ..... 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 50 ..... acres, located in each smallest legal subdivision, as follows:

NW SW 30 acres

NE SW 20 "

Section 28 T 18 S. R 47 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 192\_\_\_\_\_

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

- 12. Estimated cost of proposed works, \$\_\_\_\_\_ 300.00
- 13. Construction work will begin on or before \_\_\_\_\_ October 1st, 1925.
- 14. Construction work will be completed on or before \_\_\_\_\_ October 1st, 1926.
- 15. The water will be completely applied to the proposed use on or before \_\_\_\_\_  
Oct. 1st, 1926

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

T. W. Penn  
\_\_\_\_\_  
(Name of applicant)

Signed in the presence of us as witnesses:

- (1) \_\_\_\_\_ I. E. Oakes, \_\_\_\_\_ Ontario, Oregon.  
(Name) (Address of witness)
- (2) \_\_\_\_\_ G. M. C. Anderson \_\_\_\_\_ Ontario, Oreg.  
(Name) (Address of witness)

Remarks: \_\_\_\_\_  
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STATE OF OREGON, )  
                          ) ss.  
County of Marion, )

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: \_\_\_\_\_

Map & application to correspond.

In order to retain its priority, this application must be returned to the State Engineer, with corrections, on or before May 11 \_\_\_\_\_, 192\_\_\_\_\_ 5

WITNESS my hand this 11 day of April \_\_\_\_\_, 192\_\_\_\_\_ 5

Rhea Luper,  
\_\_\_\_\_  
L.A. STATE ENGINEER.

Application No. 1-0-1-0-1

Permit No. 7 1 0 6

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 8 day of April 1925, at 1:30 o'clock P.M.

Returned to applicant for correction:

April 11th, 1925

Corrected application received:

December 14, 1925.

Approved:

January 6, 1926

Recorded in Book No. 24 of Permits, on page 7 1 0 6

R H E A L U P E R

L M A P E R STATE ENGINEER.

\$10.50

STATE OF OREGON, } ss. County of Marion, }

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 including water heretofore appropriated 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 Waste Water from N 1/2 SW 1/4 and NW 1/4 SE 1/4 of Sec. 29 Tp. 18 S. R. 47 E.W.N. thru Valley View Drainage Ditch for a supplemental supply for lands already having a partial water right., and is also limited to the water available at the proposed point of diversion and does not carry with it the right to divert water from the stream from which the waste water is diverted nor the right to require the wasteful use of water by others.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 0.62 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is December 14, 1925.

Actual construction work shall begin on or before January 6, 1927 and shall thereafter be prosecuted with reasonable diligence and be completed on or before June 1, 1928

Complete application of the water to the proposed use shall be made on or before October 1, 1929

WITNESS my hand this 6th day of January, 1926

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.