

STATE OF OREGON  
COUNTY OF GRANT  
**CERTIFICATE OF WATER RIGHT**

**This Is to Certify, That** J. M. KOCHENSFARGER  
of LaGrande, State of Oregon, has made proof  
to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of  
Spring Creek, tributary of Lightning Creek  
a tributary of Clear Creek for the purpose of  
Mining  
under Permit No 2168 of the State Engineer, and that said right to the use of said waters  
has been perfected in accordance with the laws of Oregon; that the priority of the right hereby  
confirmed dates from July 29, 1923;

that the amount of water to which such right is entitled and hereby confirmed, for the purposes  
aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed  
2.0 cubic feet per second,

The point of diversion is located in the NW<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub>, Section 33, Township 9 South, Range  
35 East, W. M. or its equivalent in case of rotation.

The amount of water used for irrigation, together with the amount secured under any other  
right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second  
per acre,

and shall  
conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right hereby confirmed, and to which such right  
is appurtenant, is as follows:

PLACE OF USE:

S<sup>2</sup>/<sub>2</sub>, Section 33,  
Township 9 South, Range 35 East, W. M.

The right to the use of the water for the purposes aforesaid is restricted to the lands or  
place of use herein described.

After the expiration of fifty years from the date of this certificate or on the expiration of  
any federal power license issued in connection with this right, and after not less than two years'  
notice in writing to the holder hereof, the State of Oregon, or any municipality thereof, shall have  
the right to take over the dams, plants and other structures and all appurtenances thereto which  
have been constructed for the purpose of devoting to beneficial use the water rights specified  
herein, upon condition that before taking possession the State or municipality shall pay not to  
exceed the fair value of the property so taken, plus such reasonable damages, if any, to valuable,  
serviceable and dependable property of the holder of this certificate, not taken over, as may be  
caused by the severance therefrom of the property taken in accordance with the provisions of section  
47-508, Oregon Code 1930.

WITNESS the signature of the State Engineer, affixed

this 5th day of December, 1934.

CHA. E. STRICKLIN

State Engineer