

STATE OF OREGON

COUNTY OF GRANT

C E R T I F I C A T E O F W A T E R R I G H T

THIS IS TO CERTIFY, That JOHN L. CARTER and ROSE CARTER of Long Creek, State of Oregon, have made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of overflow from the City of Long Creek Reservoir, a tributary of Long Creek for the purpose of irrigation, supplemental irrigation, and domestic and stock use under Permit No. 12910 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 October 27, 1937; 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 0.40 cubic foot per second, being 0.38 cubic foot per second for irrigation, and 0.02 cubic foot per second for domestic and stock use, or its equivalent in case of rotation, measured at the point of diversion from the stream.

The point of diversion is located in the NE $\frac{1}{4}$ Section 15, Township 10 South, Range 30 East, W. M.

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-fortieth of one cubic foot per second for each acre irrigated prior to June 1st and thereafter, one-eightieth of one cubic foot per second or its equivalent for each acre irrigated and shall be limited to a diversion of not to exceed 1 acre foot per acre for each acre irrigated during any month prior to June 1st and shall be further limited to a total diversion of not to exceed 4 acre feet per acre for each acre irrigated during the irrigation season from April 1st to September 30th of each year, and shall also be limited to the water available at the proposed point of diversion, and shall not carry with it the right to require the wasteful use of water by others; and the amount of water allowed herein, together with the amount secured under any other right existing for the same lands shall not exceed the limitation allowed herein, 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:

9.1 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ (Supplemental)
0.4 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ (Supplemental)
2.6 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 10
2.7 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$
Section 15
Township 10 South, Range 30 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 31st day of January, 1939

CHAS. E. STRICKLIN

State Engineer

Recorded in State Record of Water Right Certificates, Volume 11, Page 12209.