

STATE OF OREGON
 COUNTY OF LAKE
CERTIFICATE OF WATER RIGHT

This Is to Certify, That DONALD J. and CORNELIUS J. FITZGERALD

of Plush, 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 Hart Lake a tributary of Warner Lakes for the purpose of Supplemental Irrigation under Permit No. 9465 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 March 29, 1928;

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 4.58 cubic feet per second,

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 $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, and SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 14, and NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 23, Township 36 South, Range 24 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-eighth of one cubic foot per second per acre, or its equivalent for each acre irrigated; provided that 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:

- 38.3 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$
- 40.0 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$
- Section 11
- 160.0 acres in the NW $\frac{1}{4}$
- 14.2 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$
- 27.4 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$
- 12.2 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$
- Section 14
- 39.9 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$
- 34.0 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$
- Section 15
- All in Township 36 South, Range 24 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.

WITNESS the signature of the State Engineer, affixed

this 2nd day of April, 1940.

CHAS. E. STICKLIN

State Engineer

13

2