

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

**This Is to Certify, That** **MABEL E. WITTHYCOMBE**

of **Union**, 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 Waste & Drainage Waters picked up by Warm, sometimes known as Hot Creek in Section 12, Township 7 South, Range 38 East, W.M. a tributary of **North Powder River** for the purpose of

**Supplemental Irrigation** under Permit No. **13066** 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 **June 7, 1938;**

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 **1.25 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 **NW $\frac{1}{4}$ NE $\frac{1}{4}$**  of Section 12, Township 7 South, Range 38 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 per acre, for each acre irrigated from March 1 to July 1 and 1/80th of one cubic foot per second for each acre irrigated from July 1 to October 1 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 divert water from the stream from which the waste water is diverted nor the right to require the wasteful use of water by others; provided further 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 be still further limited to a total **and shall** diversion of not to exceed **1.25 second-feet,** 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:

- 16.3 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$
- 17.4 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$
- Section 6
- 24.8 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$
- 40.0 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$
- Section 7
- Township 7 South, Range 39 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**, 19**40**.

**CHAS. E. STRICKLIN**  
 State Engineer