

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

This Is to Certify, That FREDA RHUBERG

of R.#1, Milton, State of Oregon 97162, has a right to the use of the waters of Walla Walla River for the purpose of Irrigation

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Umatilla County, and the said decree entered of record at Salem, in the Order Record of the STATE ENGINEER, in Volume 12, at page 9; that the priority of the right thereby confirmed dates from 1870;

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed one and one-half miner's inches per acre measured at the point of diversion.

A description of the lands irrigated under such right, and to which the water is appurtenant (or, if for other purposes, the place where such water is put to beneficial use), is as follows:

- 11.1 acres in SE 1/4 SE 1/4 Section 22, 12.2 acres in NE 1/4 NW 1/4 Section 26,

T. 5 N., R. 36 E. W. M., being within the following described tracts: Commencing at a point 26-2/3 rods west of the southeast corner of Sec. 22, T. 5 N., R. 36 E. W. M., running thence north about 257 ft. to a stake; thence northeasterly 1168 ft. more or less to a point 332 ft. west of the northeast corner of the SE 1/4 SE 1/4 of Sec. 22; thence west 26-2/3 rods more or less; thence southerly about 1168 ft. to a corner stake set by Surveyor Wilson; thence south to Section line between Sections 22 and 27; thence south 80 rods; thence east 26-2/3 rods; thence north 80 rods to the place of beginning, EXCEPTING and reserving therefrom the premises described in that certain deed from Herman C. Rhuberg, a widow, to W. S. Mizer, dated April 24, 1915, and recorded in Book 77 of Deeds at Page 560 of records of Umatilla County, Oregon.

ALSO: Commencing at the northeast corner of the NW 1/4 of Sec. 26, said township and range and running thence west 65 rods; thence southwesterly to the SW corner of the NE 1/4 NW 1/4 of said Sec. 26; thence east 80 rods to the southeast corner of said NE 1/4 NW 1/4 of Sec. 26; thence north 80 rods to the place of beginning, EXCEPTING from the last described tract of land that portion thereof heretofore deeded to S. H. Hopkins by deed recorded in the deed records of Umatilla County Oregon; and further EXCEPTING from this conveyance the land described in that certain deed from Herman Rhuberg and Freda Rhuberg, his wife, to Thomas F. Rhuberg, recorded on the 5th day of May, 1922, at page 98 of Book 115 of Deed records of Umatilla County, Oregon. AND said right shall be subject to all other conditions and limitations contained in said decree.

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

WITNESS the signature of the State Engineer,

affixed this 5th day

of April, 1940.

Cancelled due to T. 8706; Sp. Cr. Vol. 58 P. 378

Superseded by Cert No. 80513

SUPERSEDED BY CERT. NO. 88547

CHAS. E. STRICKLIN State Engineer.

Recorded in State Record of Water Right Certificates, Volume 11, page 13177.

T8706 & POD