

STATE OF OREGON

COUNTY OF HARNEY

CERTIFICATE OF WATER RIGHT

This Is to Certify, That D. H. Smyth Sr.

of Diamond, State of Oregon, has a right to the use of
the waters of Donner und Blitzen 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 Harney County, and the said decree entered of record at Salem, in the Order Record of the STATE ENGINEER, in Volume 13, at page 508; that the priority of the right thereby confirmed dates from 1888;

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-fortieth of a cubic foot per second per acre prior to June 15, and one-eightieth of a cubic foot per second per acre after June 15, with a total limitation of three acre feet per acre from March 15 to October 1, measured at the point of diversion from the stream

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:

7 acres in Lot 4 (SW $\frac{1}{4}$ SW $\frac{1}{4}$)
20.8 acres in Lot 3 (SE $\frac{1}{4}$ SW $\frac{1}{4}$)
Section 27;
20 acres in Lot 4 (SE $\frac{1}{4}$ SE $\frac{1}{4}$)
Section 28,
T. 26 S., R. 31 E., W. M.

716.3 acres in Tracts 14, 16, 18,
within the meander line of Malheur
Lake as shown by State Engineer's
map.

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 the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed

this 20th day of August, 1947.

CHAS. E. STRICKLIN

State Engineer

Recorded in State Record of Water Right Certificates, Volume 13, page 15,224