

## STATE OF OREGON

COUNTY OF HARNEY

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That Fred W. Smyth

of Diamond, State of Oregon, has a right to the use of the waters of Kiger Creek for Tract 1; Kiger and Cucamonga Creeks for Tract 2; for the purpose of Irrigation, domestic, and stock

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 1872;

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:

## Tract No. 1

40 acres in NE $\frac{1}{4}$  SW $\frac{1}{4}$   
27.9 acres in NW $\frac{1}{4}$  SW $\frac{1}{4}$   
40 acres in SW $\frac{1}{4}$  SW $\frac{1}{4}$   
40 acres in SE $\frac{1}{4}$  SW $\frac{1}{4}$   
Section 32,  
T. 29 S., R. 33 E., W. M.

40 acres in NE $\frac{1}{4}$  SW $\frac{1}{4}$   
32.6 acres in NW $\frac{1}{4}$  SW $\frac{1}{4}$   
9.7 acres in SW $\frac{1}{4}$  SW $\frac{1}{4}$   
39.7 acres in SE $\frac{1}{4}$  SW $\frac{1}{4}$   
22.4 acres in NE $\frac{1}{4}$  SE $\frac{1}{4}$   
40 acres in NW $\frac{1}{4}$  SE $\frac{1}{4}$   
40 acres in SW $\frac{1}{4}$  SE $\frac{1}{4}$   
40 acres in SE $\frac{1}{4}$  SE $\frac{1}{4}$   
Section 31,  
T. 29 S., R. 33 E., W. M.

## Tract No. 2

7.1 acres in NE $\frac{1}{4}$  NW $\frac{1}{4}$   
39.9 acres in NW $\frac{1}{4}$  NW $\frac{1}{4}$   
16.2 acres in SE $\frac{1}{4}$  NW $\frac{1}{4}$   
16.1 acres in NE $\frac{1}{4}$  SW $\frac{1}{4}$   
3.4 acres in SE $\frac{1}{4}$  SW $\frac{1}{4}$   
Section 5,  
T. 30 S., R. 33 E., W. M.

14.7 acres in NE $\frac{1}{4}$  SE $\frac{1}{4}$   
Section 6,  
T. 30 S., R. 33 E., W. M.

40 acres in SW $\frac{1}{4}$  NW $\frac{1}{4}$   
40 acres in NW $\frac{1}{4}$  SW $\frac{1}{4}$   
19.4 acres in SW $\frac{1}{4}$  SW $\frac{1}{4}$   
Section 5;  
39.9 acres in NE $\frac{1}{4}$  NE $\frac{1}{4}$   
39.6 acres in NW $\frac{1}{4}$  NE $\frac{1}{4}$   
17.1 acres in SW $\frac{1}{4}$  NE $\frac{1}{4}$   
40 acres in SE $\frac{1}{4}$  NE $\frac{1}{4}$   
16.3 acres in NE $\frac{1}{4}$  NW $\frac{1}{4}$   
Section 6,  
T. 30 S., R. 33 E., W. M.

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. STICKLIN

State Engineer