

STATE OF OREGON

WATER DIVISION NO. 2 COUNTY OF MALHEUR

CERTIFICATE OF WATER RIGHT

(For Rights which have been confirmed by the Courts)

This is to Certify, That ALICE BANKS of 2386 E. Street, Baker State of Oregon has a right to the use of the waters of Birch and Cottonwood Creeks, tributary of Willow Creek

for the purpose of mining, the irrigation of 36 acres of land, storage, domestic and stock use,

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Malheur County, and the said decree entered of record at Salem, in the Order Record of the STATE WATER BOARD of the State of Oregon, in Volume 3, at page 258; that the priority of the right hereby confirmed dates from 1867 for mining and 1903 for irrigation and storage,

that the amount of water to which such right is entitled and hereby confirmed for the purpose aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 1.00 sec. ft. for mining, A rate of flow of 0.90 sec. ft. from April 1st to May 1st and 0.45 sec. ft. from May 1st to September 1st of each year, or the equivalent in case of rotation; the total quantity diverted during each irrigation season not to exceed 108 acre feet.

A description of the lands irrigated under such right, and to which the water hereby confirmed is appurtenant, or, if for other purposes, the place where such water is put to beneficial use, is as follows: 2 acres in NE 1/4 SE 1/4; 1 acre in NW 1/4 SE 1/4; 3 acres in SW 1/4 SE 1/4 and 21 acres in SE 1/4 SE 1/4 of Section 33; 6.5 acres in SW 1/4 SW 1/4 of Section 34, Tp. 13 S. R. 41 E. W. M., 15 acres in NE 1/4 NE 1/4 of Section 4; 1 acre in NW 1/4 NW 1/4 of Section 3, Tp. 14 S. R. 41 E. W. M., in Malheur County, Oregon.

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described.

WITNESS the seal and signature of the State Water Board affixed this 11th day of June 1917. STATE WATER BOARD

(SEAL OF STATE WATER BOARD)

By JOHN H. LEWIS State Engineer, President

Attest: M. F. MERS Secretary