

STATE OF OREGON
COUNTY OF WASHINGTON

CERTIFICATE OF WATER RIGHT

Sp. Or. V² 229
(7-3290)

This Is to Certify, That JULIUS WINTERFIELD

of Banks, 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 Two unnamed streams a tributary of West Fork of Dairy Creek for the purpose of irrigation under Permit No. 13797 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 3, 1939;

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 0.80 cubic foot per second, being 0.3125 cubic foot per second from north stream and 0.4875 cubic foot per second from south stream,

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 33, and SW $\frac{1}{4}$ NW $\frac{1}{4}$ and SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 34, Township 2 North, Range 4 West, 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-eightieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 $\frac{1}{2}$ acre feet per acre for each acre irrigated during the irrigation season of each year,

and shall 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:

5.0 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$
2.0 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$
13.5 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
26.7 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$
Section 33,
16.8 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$
Section 34,
T. 2 N., R. 4 W., W. M.

Land on which water is to be used is a part of the property more explicitly described by appropriator as follows:

The NE $\frac{1}{4}$ of Section 33 and SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 34, Township 2 North, Range 4 West, W. M., except those certain tracts deeded to the Gales Creek and Wilson River Railroad Company as described in Deed recorded in Book 110, Page 79, Records of Washington County, Oregon, and subject to rights of way for public roads, as same now exist over and across said property.

NOTE: This certificate confirms a change in place of use of water approved by an Order of the State Engineer entered May 16, 1951, pursuant to the provisions of Section 116-606, O. C. L. A., and supersedes Certificate of Water Right heretofore issued to Julius Winterfield and recorded at Page 15090, Volume 12, State Record of Water Right Certificates.

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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 12th day of November, 19 53.

CHAS. E. STRICKLIN

State Engineer

Recorded in State Record of Water Right Certificates, Volume 14, page 20227.