

STATE OF OREGON
COUNTY OF LAKE
CERTIFICATE OF WATER RIGHT

This Is To Certify, That R. T. RENNER

of Route 6, Lakeview, 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 Drews Creek and Drews Creek Slough a tributary of Goose Lake for the purpose of supplemental irrigation

under Permit No. 22471 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 September 8, 1941 for 13.05 c.f.s., and May 20, 1953 for 4.25 c.f.s.

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 17.3 cubic feet per second, being 10.0 c.f.s. from Drews Creek, and 7.3 c.f.s. from Drews Creek Slough,

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the * See Below

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-fortieth 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 2½ acre feet per acre for each acre irrigated during the irrigation season of each year and shall be still further limited to a diversion of not to exceed 17.3 c.f.s., provided further that the amount of water allowed herein, together with the amount secured under any other right existing for the same lands shall not exceed the limitation allowed herein,

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:

* Location of points of diversion:

1. N 28°36' E. 3654.3 feet from the SW corner of Section 20, T. 40 S., R. 19 E., W.M., and being within the SE¼ NW¼, said Section 20.
2. N. 35°41'30" E. 4803 feet from the SW corner of Section 20, T. 40 S., R. 19 E., W. M., and being within the SW¼ NE¼, said Section 20. (Drews Creek Slough Headgate)
3. N. 16°31' W. 1931.9 feet from the SE corner of Section 20, T. 30 S., R. 19 E., W.M., and being within the NE¼ SE¼, said Section 20. (Drews Creek Headgate #2)
4. N. 5°12' E. 148.5 feet from Drews Creek Headgate No. 2, and being within the NE¼ SE¼, Section 20, T. 40 S., R. 19 E., W. M.

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

20.0 acres in NE¼ NE¼	34.0 acres in SW¼ NW¼	
29.0 acres in SW¼ NE¼	38.0 acres in SE¼ NW¼	
30.0 acres in SE¼ NE¼	36.0 acres in NE¼ SW¼	
2.0 acres in NE¼ NW¼	32.0 acres in NW¼ SW¼	40.0 acres in NE¼ NE¼
21.0 acres in SE¼ NW¼	28.0 acres in SW¼ SW¼	30.0 acres in NW¼ NE¼
30.0 acres in NE¼ SW¼	28.0 acres in SE¼ SW¼	11.0 acres in SW¼ NE¼
22.0 acres in SE¼ SW¼	34.0 acres in NE¼ SE¼	28.0 acres in SE¼ NE¼
20.0 acres in NE¼ SE¼	40.0 acres in NW¼ SE¼	Section 28
34.0 acres in NW¼ SE¼	27.0 acres in SW¼ SE¼	
35.0 acres in SW¼ SE¼	30.0 acres in SE¼ SE¼	
34.0 acres in SE¼ SE¼	Section 21	
Section 20		

All being within Township 40 South, Range 19 East, W. M.

This certificate is issued subject to the terms and conditions of the following stipulation:

WHEREAS R. T. Renner of Lakeview, Oregon, Route 6, has heretofore made Application No. 19503 to divert certain waters of Drews Creek, a tributary of Goose Lake, for irrigation of lands located in Sections 20, 21, 22, 27, and 28 of Township 40, South Range 19, East of the Willamette Meridian, and

WHEREAS Lakeview Water Users Inc. has heretofore protested the application of said R. T. Renner No. 19503, and

WHEREAS a valid bona fide dispute now exists between the parties, and the parties hereto wish to settle such dispute by stipulation; it is hereby stipulated and agreed by and between R. T. Renner and the said Lakeview Water Users Inc. as follows:

I.

That the terms and provisions of this stipulation by and between the parties hereto shall be made a part of any permit which may hereafter be issued by the State Engineer of the State of Oregon to the said R. T. Renner pursuant to said Application 19503.

II.

That said application of said R. T. Renner and any permit issued thereon shall be construed to apply only to the waters of Drews Creek fugitive from the existing or future storage and distribution system of the Lakeview Water Users Inc.

III.

That the permit which may hereafter be issued to said R. T. Renner based upon said Application No. 19503 shall in no wise be construed to require the said Lakeview Water Users Inc. to permit any quantity of water to become fugitive from their reservoir located upon Drews Creek or from any diversion system of the waters from Drews Creek or from their distribution system of the waters of Drews Reservoir.

IV.

That the said Lakeview Water Users Inc. shall have the right to take any and all steps necessary, convenient or proper to prevent the loss of water from their reservoir located on Drews Creek in the South half of Section 5, Township 40, South Range 18, East of the Willamette Meridian, or from or over their Diversion Dam located in the North half of Section 11, Township 40, South Range 18, East of the Willamette Meridian, or from any other part of their storage or distribution system near the properties of the said R. T. Renner.

V.

That the said Lakeview Water Users Inc. shall have the right to use the channel and bed of Drews Creek for the purpose of conveying waters to any of its member users, and any permit which may be hereafter granted to the said R. T. Renner shall in no wise impair or interfere with the use of the channel of said Drews Creek for the purpose of transporting or conveying waters to the Lakeview Water Users Inc. or any of its members or to other persons.

VI.

That in consideration of the foregoing stipulations, the Lakeview Water Users Inc. does hereby withdraw its protest heretofore filed herein to the Application of the said R. T. Renner No. 19503.

IN WITNESS WHEREOF the parties hereto have hereunto set their hands and seals in triplicate this 1st day of Dec., 1952.

(Sgd) R. T. Renner

LAKEVIEW WATER USERS INC.

By (Sgd) Jess Roberts, President

By (Sgd) E. G. Favell, Secretary

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 30th day of November, 1954.

LEWIS A. STANLEY

State Engineer