

Superseded by

C. it. No.

38665

STATE OF OREGON
COUNTY OF WASCO
CERTIFICATE OF WATER RIGHT

This Is to Certify, That **MARTIN W. NILL**

of **Clarno** , 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 **John Day River** a tributary of **Columbia River** for the purpose of **irrigation** under Permit No. **17507** 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 **February 11, 1947**

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 **0.835 cubic foot per second,**

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the **SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 20,** and in the **NW $\frac{1}{4}$ NW $\frac{1}{4}$ & NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 29,** all being within Township 7 South, Range 19 East, 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-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 one acre foot per acre for each acre irrigated during any month and shall be further limited to a total diversion of not to exceed 5 acre feet per acre for each acre irrigated during the irrigation season from April 1st to September 30th 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:

10.2 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
 5.2 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$
 0.6 acre in NE $\frac{1}{4}$ NW $\frac{1}{4}$
 6.2 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$
 Section 29
 8.6 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$
 33.8 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$
 5.4 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$
 Section 20

Township 7 South, Range 19 East, W. M.

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

All lands lying West of the John Day River and East of the road.

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 29th day of April, 1955.

.....**LEWIS A. STANLEY**.....
 State Engineer

Recorded in State Record of Water Right Certificates, Volume 15, page 20729.