

STATE OF OREGON
COUNTY OF MALHEUR
CERTIFICATE OF WATER RIGHT

This Is to Certify, That BURTON D. OWENS

of Box 3, Ontario, 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 Birch Creek & reservoir constructed under App. No. R-25515, Per. No. R-1110 a tributary of Snake River for the purpose of

irrigation under Permit No. 20045 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 December 18, 1950

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 0.61 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 NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 9, Township 15 South, Range 45 East, W. M. NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 16, Township 15 South, Range 45 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 3 acre feet per acre for each acre irrigated during the irrigation season of each year from direct flow and storage from reservoir constructed under Permit No. R-1110,

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:

16.0 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$
6.8 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$
1.7 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 9
Township 15 South, Range 45 East, W. M.

Land on which water is to be used is part of that described as follows:

That part of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 4, that is situate West of Highway U. S. No. 30, otherwise known as Old Oregon Trail and that part of the SW $\frac{1}{4}$ of Section 4 that is situate West of Snake River; the S $\frac{1}{2}$ of the NE $\frac{1}{4}$, the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$, the E $\frac{1}{2}$ of the SW $\frac{1}{4}$, and the SE $\frac{1}{4}$ of Sec. 4; the E $\frac{1}{2}$ of the W $\frac{1}{2}$ of and the E $\frac{1}{2}$ of Sec. 7; the W $\frac{1}{2}$ of the W $\frac{1}{2}$, the E $\frac{1}{2}$ of the NE $\frac{1}{4}$ and the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 8; that part of the N $\frac{1}{2}$ of NE $\frac{1}{4}$ of Sec. 9 situate West of Snake River; the NW $\frac{1}{4}$, the N $\frac{1}{2}$ of the SE $\frac{1}{4}$ and the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ Sec. 9; the W $\frac{1}{2}$ of the NE $\frac{1}{4}$, and the E $\frac{1}{2}$ of the NW $\frac{1}{4}$ of Sec. 16: all in T. 15 S., R. 45 E., W. M., in Malheur County, Oregon.

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 28th day of November, 1956

LEWIS A. STANLEY

State Engineer