

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

This Is to Certify, That MILTON NURSERY COMPANY

of Milton-Freewater, 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 Walla Walla River

a tributary of Snake River for the purpose of irrigation of 93 acres

under Permit No. 1303 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 July 24, 1912

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 1.16 cubic feet 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 1/4 SW 1/4, Section 1, Township 5 North, Range 35 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-eightieth of one cubic foot per second per acre, or its equivalent in case of rotation,

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:

- 13 acres in the SE 1/4 SE 1/4 Section 36, Township 6 North, Range 35 East, W. M.
- 40 acres in the NE 1/4 NE 1/4
- 40 acres in the SE 1/4 NE 1/4 Section 1, Township 5 North, Range 35 East, W. M.

NOTE: Certificate of water right issued to the Milton Nursery Company and recorded at page 1445, Volume 2, State Record of Water Right Certificates, confirms a right to the use of water for irrigation and the development of power. Subsequently, the right for the development of power was canceled by order of the State Engineer entered March 30, 1959, pursuant to the provisions of ORS 543.730. This certificate is issued to confirm the remaining right to the use of water for irrigation and supersedes the certificate heretofore issued to Milton Nursery Company.

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

Superseded by certificate 89955 this 8th day of March, 19 60.

LEWIS A. STANLEY State Engineer

Cancelled due to T-9121 Sp. Or. Vol. 516 P. 1063

Recorded in State Record of Water Right Certificates, Volume 18, page 26675.

T9121 V157 P. 420