

STATE OF OREGON
-WATER-DIVISION-No. 1, COUNTY OF LAKE

CERTIFICATE OF WATER RIGHT

THIS IS TO CERTIFY that CHEWCAAN LAND AND CATTLE COMPANY (a corporation), of 910 American National Bank Building, San Francisco, has a right to the use of the waters of the Chewaucan River and to divert the same through Red House Ditch, for the purposes of irrigation, watering livestock and domestic uses; and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Lake County, and the said decree entered of record at Salem, in the Order Record of the STATE WATER BOARD of Oregon, in Volume 4, at Page 1; that the priority of the right hereby confirmed dates from September, 1902; 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, for irrigation, 3.9 acre feet of water in each irrigation season (being the period in each year commencing April 1st and ending September 15th, both dates included), to be diverted at a rate not exceeding 1/25 of one cubic foot per second of time for each acre of land contained in the land below described, and for domestic and stock uses such quantity as shall be sufficient for those purposes.

A description of the lands irrigated under such rights, and to which the water hereby confirmed is appurtenant, or, if for other purposes, the place where such water is put to beneficial use, is as follows:

7.8 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$
20.7 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$
3.7 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$
37.2 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$
10.1 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 8
15.2 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$
4.6 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 9
23 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$
36.7 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$
6.4 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$
28 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$
20.7 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$
6.9 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 17
9.5 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
7 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$
19.2 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$
22 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 18
9 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$
Section 19
Tp. 33 S. R. 19 E. W. M.

Total - - - - - 287.7 acres.

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described.

That as between the following named persons and their respective successors in interest, namely: Chewacan Land and Cattle Company, a corporation. Fred T. Elsey, Wm. H. Hotchkiss, Christina Schmidt and William Schmidt, E. S. McDonald and J. B. Elder, A. C. Hotchkiss, Frances L. Snider and Anna F. Jones as executrices of the last Will and Testament of George M. Jones, deceased, W.Y. Miller, Brattain Bros., a corporation, John O'Callaghan and Dennis O'Callaghan, copartners doing business under the name of O'Callaghan Bros., C. E. Campbell, H. A. Brattain, P. J. Brattain and Mrs. C. N. Brattain-Small, H. A. Brattain, Fred Weidey, Anton Egli, Florence Jones, Cynthia L. McCall, W. B. Parker, W. M. Dobkins, Harriet L. Randon, M. C. Currier, M. H. Lauritzen, E. S. McDonald and J. B. Elder, copartners doing business under the name of McDonald & Elder and Annie Moss,

- (a) the rights of said persons respectively to divert and use waters of Chewacan River for domestic and stock purposes have equal priority and a priority as of the year 1878;
- (b) the right of Brattain Bros., a corporation, to use the waters of said river, diverted through Bagley Ditch, for the irrigation of 675 acres described in the Proof of Claim numbered 13 which is referred to in said Decree, is prior in time and right to any right of Chewacan Land and Cattle Company or of William H. Hotchkiss to divert water for the irrigation of any lands owned by either of said parties at the date of said Decree.

For a more particular specification of the provisions of said Decree and of the rights of said Chewacan Land and Cattle Company to and in respect of the use of the waters of said Chewacan River and its tributaries upon the lands hereinabove described, reference is hereby made to said Decree and to the Order of Determination of the State Water Board, as modified by said Decree, heretofore entered in that certain proceeding before said Water Board and before said Circuit Court, entitled "In the matter of the Determination of the Relative Rights to the use of the Waters of the Chewacan River and its Tributaries, a tributary of Lake Abert." And the right herein described shall be subject to all other conditions and limitations contained in said decree.

WITNESS the seal and signature of the State Water Board affixed this 26th day of October, 1920.

STATE WATER BOARD
By PERCY A. CUPPER,
State Engineer, President.

(SEAL OF STATE WATER BOARD)

Attest - R.W.POTTER, Secretary.

Recorded in State Record of Water Right Certificates, Volume 4, Page 2822.