

STATE OF OREGON

~~WATER~~-DIVISION-No. 1, COUNTY OF LAKE

CERTIFICATE OF WATER RIGHT

THIS IS TO CERTIFY that FRED T. ELSEY, of 1016 Ashmont Avenue, Oakland, California, has a right to the use of the waters of the Chewacan 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 1878; 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, 4.6 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 of water 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:

	40 acres in SW $\frac{1}{4}$ S $\frac{1}{2}$ E $\frac{1}{2}$
	9 acres in SE $\frac{1}{4}$ SE $\frac{1}{2}$ E $\frac{1}{2}$
	Section 18
	26 acres in NW $\frac{1}{4}$ N $\frac{1}{2}$ E $\frac{1}{2}$
	Section 19
	Tp 33 S. R. 19 E. W. M.
Total - - - - -	75 acres.

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

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 J. 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 I. McCall,

W. B. Parker, W. M. Dobkins, Harriet L. Random, 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), the rights of said persons respectively to divert and use said waters of the Chewaucan River for domestic and stock purposes have equal priority and a priority as of the year 1878. For a more particular specification of the provisions of said Decree and of the rights of said Fred T. Elsey to and in respect of the use of the waters of said Chewaucan 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 Chewaucan 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.

S T A T E   W A T E R   B O A R D

By **PERCY A. CUPPER,**

State Engineer, President.

(SEAL OF STATE WATER BOARD)

Attest:

**R. W. POTTER.**  
Secretary.