

STATE OF OREGON

COUNTY OF MALHEUR

CERTIFICATE OF WATER RIGHT

This Is to Certify, That N. C. LODGE

of Box 102 Caldwell, State of Idaho, has a right to the use of

the waters of Schnabel Creek for Tract #1; Cove Creek for Tract #2; Upper Cow Creek Lake, Cow Creek and Two Springs in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, T. 28 S., R. 44 E., W.M. for Tract #3 for the purpose of Irrigation

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Malheur County, and the said decree entered of record at Salem, in the Order Record of the STATE ENGINEER, in Volume 9 at page 1; that the priority of the right thereby confirmed dates from April, 1886 for Tract #1; 1872 for Tracts #2 & #3

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 2 acre feet per acre prior to June 1st, and $\frac{1}{2}$ acre foot per acre during any calendar month after June 1st, of each irrigation season from April 1st to October 15th.

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

Tract #1:

3.8 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$
17.1 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$
0.3 acre in SE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 15

13.9 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$
5.2 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$
4.8 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
21.8 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$

Section 22

T. 28 S., R. 44 E., W.M.

Tract #2:

25.0 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$
15.0 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$
20.0 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$
35.0 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$
5.0 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 14

T. 28 S., R. 44 E., W.M.

(Lands in SE $\frac{1}{4}$, Sec. 14, supplemented by water from Cow Creek Lakes diversion)

Tract #3:

3.8 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$
17.1 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$
0.3 acre in SE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 15

13.9 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$
5.2 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$
4.8 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
21.8 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$

Section 22

21.1 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$
11.3 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$
22.6 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$
36.0 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$
32.4 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 23

T. 28 S., R. 44 E., W.M.

Superseded by Cer 28633

Tract #3: (continued)

9.7 acres in NW¹ SW¹

32.8 acres in SW¹ SW¹

2.1 acres in SE¹ SW¹

Section 24

11.7 acres in NE¹ NW¹

40.0 acres in NW¹ NW¹

40.0 acres in SW¹ NW¹

20.8 acres in SE¹ NW¹

11.4 acres in NW¹ SW¹

Section 25

40.0 acres in NE¹ NE¹

23.7 acres in NW¹ NE¹

25.0 acres in SW¹ NE¹

40.0 acres in SE¹ NE¹

19.4 acres in NE¹ SE¹

11.6 acres in NW¹ SE¹

Section 26

T. 28 S., R. 44 E., W.M.

(Lands in Sections 15 and 22 also irrigated
by water from Schnabel Creek, through Schnabel
ditch)

This certificate is issued to confirm a change in place of use of water
approved by an order of the State Engineer entered August 24, 1951 pursuant
to the provisions of ORS 540.510 to 540.530, and supersedes certificate of
water right heretofore issued to John Kiernan and recorded at page 8385,
Volume 8, State Record of Water Right Certificates.

Superseded by 28633

And said right shall be subject to all other conditions and limitations contained in said decree.
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 25th day of April, 1961

LEWIS A. STANLEY

State Engineer