

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

This Is to Certify, That **EDNA M. STEWART**

of **Haines**, 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 **Muddy Creek and Waste Water**

a tributary of **Powder River** for the purpose of irrigation of **36.2 acres and supplemental irrigation of 149.5 acres**

under Permit No. **22147** 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 **February 23, 1953**,

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 **4.38 cubic feet per second, being 3.95 c.f.s. from Muddy Creek, 0.03 c.f.s. from Waste No. 2 and 0.4 c.f.s. from Waste No. 3,**

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the **SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 20; Waste #2, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 21; Waste #3, NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 26; T. 7 S., R. 39 E., 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-fourtieth** 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 $\frac{1}{2}$ acre feet per acre** for each acre irrigated during the irrigation season of each year, and shall also be limited to the water available at the point of diversion, and shall not carry with it the right to compel the continuance of the waste water,

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:

<u>Supplemental</u>	<u>CREEK</u>	<u>Primary</u>	<u>WASTE WATER</u>	
			<u>Primary</u>	
40.0 acres				NE $\frac{1}{4}$ SE $\frac{1}{4}$
36.0 acres		2.3 acres		SW $\frac{1}{4}$ SE $\frac{1}{4}$
36.5 acres				SE $\frac{1}{4}$ SE $\frac{1}{4}$
37.0 acres				Section 16
				SE $\frac{1}{4}$ NW $\frac{1}{4}$
		6.0 acres	8.7 acres	NE $\frac{1}{4}$ SW $\frac{1}{4}$
			19.2 acres	SE $\frac{1}{4}$ SW $\frac{1}{4}$
				Section 21
				T. 7 S., R. 39 E., W.M.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein ascribed.

WITNESS the signature of the State Engineer, affixed

this date. JULY 28 1961

LEWIS A. STANLEY

State Engineer