

STATE OF OREGON
COUNTY OF BAKER
CERTIFICATE OF WATER RIGHT

This Is to Certify, That ESTATE OF C. H. BROOKS

of c/o Paul Brooks, Richland , 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 waste water

a tributary of Eagle Creek for the purpose of

irrigation of 27.2 acres,
under Permit No. 13442 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 January 12, 1939,

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

0.90 cubic foot 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 SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 12, T. 9 S., R. 45 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 also be limited to the water available at the proposed point of diversion, and shall not carry with it the right to divert water from the stream from which the waste water is diverted nor the right to require the wasteful use of water by others,

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:

2.0 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$
24.0 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$
1.2 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$
Section 13
T. 9 S., R. 45 E., W. M.

This certificate is issued to correct and supersede that certain water right certificate issued to the Estate of C. H. Brooks on January 6, 1960, and recorded in State Record of Water Right Certificates, Volume 18, page 26387, so as to correctly show the location of the diversion point.

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 date. MAY - 1 1963

.....CHRIS L. WHEELER.....

State Engineer

Recorded in State Record of Water Right Certificates, Volume 22 , page 30867