

STATE OF OREGON

COUNTY OF HARNEY

CERTIFICATE OF WATER RIGHT

This Is to Certify, That **J. C. and LOTT J. CLEMENS**

of Burns, 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 from Poison Creek, Prather Creek, Cougar Creek and Soldier Creek a tributary of Silvers River Basin for the purpose of irrigation of 441.0 acres

under Permit No. 17422 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 November 29, 1946,

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

16.00 cubic feet 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 NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 9, T. 23 S., R. 32 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, for each acre irrigated up to April 20 of each year and one-sixtieth of one cubic foot per second for the balance of the year provided that the total quantity diverted for the year shall not exceed 3 acre feet per acre irrigated during the year, and shall also be limited to the water available at the proposed 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:

18.4 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$
28.6 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$
6.4 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$
37.6 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$
36.0 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$
36.2 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$
40.0 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$
36.8 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$

16.6 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$
32.4 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$
28.6 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
31.6 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$
39.2 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$
29.4 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$
23.2 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 9

T. 23 S., R. 32 E., W. M.

This certificate is issued to correct and supersede that certain water right certificate issued to J. C. and Lotta J. Clemens on November 10, 1961, and recorded in State Record of Water Right Certificates, Volume 21, page 29124, so as to correctly locate the diversion points.

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. WYLER

State Engineer