STATE OF OREGON

COUNTY OF WALLOWA

CERTIFICATE OF WATER RIGHT

This Is to Certify, *That* JAKE MARKS & THE ESTATE OF ETHEL MARKS

of 313 Alder Street, Central Point *, 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* Wallowa River

a tributary of Grande Ronde River *for the purpose of* irrigation of 5.0 acres

under Permit No. 26430 *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* October 20, 1959

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 0.06 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 SW¼ SE¼, Section 2, T. 2 S., R. 44 E., W. M. Diversion point located 950 feet East and 1390 feet South from the center, Section 2.

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-fortieth *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 3½ acre feet per acre for each acre irrigated during the irrigation season of each year;

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:

5.0 acres NW¼ SE¼
Section 2
T. 2 S., R. 44 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 described.

WITNESS the signature of the State Engineer, affixed this date. October 24, 1967

CHRIS L. WHEELER
State Engineer

Recorded in State Record of Water Right Certificates, Volume 26 *, page* 34403