

STATE OF OREGON

COUNTY OF UNION

CERTIFICATE OF WATER RIGHT

This Is to Certify, That R. A. BROGOITTI and MARIAN BROGOITTI & OREGON STATE GAME COMMISSION R. F. D., La Grande of P. O. Box 3503, Portland, 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 from municipal sanitary sewer system of City of La Grande

a tributary of Catherine Creek for the purpose of supplemental irrigation of 925.9 acres

under Permit No. 28545 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 7, 1962

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 4.94 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 NW 1/4 NW 1/4, Section 26, T. 3 S., R. 38 E., W. M. Diversion point located 40 feet South and 740 feet East from NW Corner, Section 26.

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 3 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 proposed point of diversion, and shall not carry with it the right to compel the continuance of the waste water, subject to the terms of an agreement between R. A. and Marian Brogoitti and Oregon State Game Commission recorded on pages 593 and 594, Volume 4, Miscellaneous Records State Engineer,

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:

- 38.0 acres NE 1/4 NE 1/4
38.0 acres NW 1/4 NE 1/4
38.0 acres SW 1/4 NE 1/4
39.1 acres SE 1/4 NE 1/4
38.0 acres NE 1/4 NW 1/4
32.2 acres NW 1/4 NW 1/4
31.1 acres SW 1/4 NW 1/4
34.1 acres SE 1/4 NW 1/4
35.9 acres NE 1/4 SW 1/4
38.0 acres NW 1/4 SW 1/4
38.2 acres SW 1/4 SW 1/4
39.4 acres SE 1/4 SW 1/4
39.1 acres NE 1/4 SE 1/4
30.7 acres NW 1/4 SE 1/4
37.0 acres SW 1/4 SE 1/4
31.1 acres SE 1/4 SE 1/4
Section 25
T. 3 S., R. 38 E., W. M.
38.3 acres NE 1/4 NE 1/4
39.8 acres NW 1/4 NE 1/4
39.8 acres SW 1/4 NE 1/4
39.8 acres SE 1/4 NE 1/4
Section 36
T. 3 S., R. 38 E., W. M.
35.7 acres SW 1/4 SE 1/4
Section 19
38.6 acres NE 1/4 NW 1/4
38.6 acres NW 1/4 NW 1/4
38.7 acres SW 1/4 NW 1/4
38.7 acres SE 1/4 NW 1/4
Section 30
T. 3 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 described.

WITNESS the signature of the State Engineer, affixed

this date. February 10, 1970

CHRIS L. WHEELER

State Engineer