

STATE OF OREGON  
COUNTY OF UNION  
**CERTIFICATE OF WATER RIGHT**

**This Is To Certify, That** WILLIAM M. and HILDRETH COLTON,  
THOMAS and MARJORIE L. MURRAY, and  
ERNEST E. and HAZEL SMITH  
of 2515 Third Street, Baker, 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  
Trout Creek  
a tributary of Eagle Creek (Powder River Watershed) for the purpose of  
domestic use and irrigation of 261.5 acres  
under Permit No. 9866 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 August 15, 1930

; 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  
2.03 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 SE $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 25, T. 5 S., R. 42 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-eightieth of one cubic foot per second  
per acre, or its equivalent in case of rotation,

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:

40.0 acres NE $\frac{1}{4}$  SE $\frac{1}{4}$   
40.0 acres NW $\frac{1}{4}$  SE $\frac{1}{4}$   
5.0 acres SW $\frac{1}{4}$  SE $\frac{1}{4}$   
22.0 acres SE $\frac{1}{4}$  SE $\frac{1}{4}$   
Section 25  
  
3.5 acres NE $\frac{1}{4}$  SW $\frac{1}{4}$   
23.0 acres SE $\frac{1}{4}$  SW $\frac{1}{4}$   
12.0 acres NW $\frac{1}{4}$  SE $\frac{1}{4}$   
36.0 acres SW $\frac{1}{4}$  SE $\frac{1}{4}$   
Section 26  
T. 6 S., R. 41 E., W. M.

40.0 acres NW¼ NW¼  
Section 1

40.0 acres NE¼ NE¼  
Section 2  
T. 7 S., R. 41 E., W. M.

Certificate of water right issued to P. J. Powers, J. R. Wanker and Pondosa Water Company and recorded at page 10747, Volume 10, State Record of Water Right Certificates, confirms the right to the use of water for irrigation of 547 acres, domestic and supply for a lumber manufacturing plant. Subsequently, the right to use of water appurtenant to 285.5 acres was canceled by order of the State Engineer entered October 16, 1969. This certificate is issued to confirm the remaining right to the use of water and together with the certificate recorded at page 36582, Volume 28, supersedes the certificate heretofore issued to P. J. Powers, J. R. Wanker and Pondosa Water Company.

*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 11<sup>th</sup> day of March, 1970.

CHRIS L. WHEELER

State Engineer