

STATE OF OREGON
COUNTY OF UNION
CERTIFICATE OF WATER RIGHT

This Is to Certify, That KENNETH W. and JOEL W. BYRNES

of 1830 Echo Place, Walla Walla, State of Washington, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Clark's Creek

a tributary of Grande Ronde River for the purpose of irrigation of 36.5 acres

under Permit No. 28316 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 21, 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 0.51 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 NW 1/4 SW 1/4, Section 30, T. 1 N., R. 40 E., W. M. Diversion point located: 3400 feet South and 1170 feet East from NW Corner, Section 30.

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; provided further that the right to use of water is limited to the period when the flow of the Lower Grande Ronde River is more than 300 c.f.s. at USGS Gage No. 3325 and more than 420 c.f.s. at Ore.-Wash. border,

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:

0.6 acre NE 1/4 NE 1/4
9.2 acres SE 1/4 NE 1/4
0.4 acre NE 1/4 SE 1/4
Section 25
T. 1 N., R. 39 E., W. M.

0.3 acre NW 1/4 NW 1/4
16.8 acres SW 1/4 NW 1/4
9.2 acres NW 1/4 SW 1/4
Section 30
T. 1 N., R. 40 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. August 3, 1970

CHRIS L. WHEELER

State Engineer