

STATE OF OREGON
COUNTY OF GILLIAM
CERTIFICATE OF WATER RIGHT

This Is to Certify, That R. E. IRBY

of **Box 297, Arlington**, 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 **Rock Creek, spring and reservoir constructed under application number R-43094, permit number R-4860** a tributary of **John Day River** for the purpose of **irrigation of 81.2 acres and fish culture**

under Permit No. **31948** 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 17, 1966 for 2.0 cubic feet per second from Rock Creek, January 12, 1967 for 0.10 cubic foot per second from spring**

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 **2.10 cubic feet per second, being 2.00 cubic feet per second from Rock Creek for irrigation and 0.10 cubic foot per second from spring and reservoir for fish culture**

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 $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 30, T. 1 S., R. 22 E., W. M.** Diversion points located below:

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 **5 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:

0.3 acre NW $\frac{1}{4}$ SW $\frac{1}{4}$
19.3 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$
4.9 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 19
3.5 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$
Fish and 15.1 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$
Fish and 13.4 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$
1.2 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$
21.6 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$
1.9 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 30
T. 1 S., R. 22 E., W. M.

Diversion points located: **Spring - 1010 feet South and 1180 feet East; Reservoir - 660 feet South and 1100 feet East; Creek - 120 feet South and 1020 feet East; 1900 feet South and 1880 feet East; 3580 feet South and 2870 feet East; all from NW Corner, Section 30.**

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 18, 1972

CHRIS L. WHEELER

State Engineer