

STATE OF OREGON
COUNTY OF GRANT
CERTIFICATE OF WATER RIGHT

This Is to Certify, That HENRY RICCO

of **Prairie City**, 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 **Middle Fork John Day River**

a tributary of **Columbia River** for the purpose of irrigation of **40.4 acres**

under Permit No. **28514** 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 **December 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 **1.01 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 $\frac{1}{4}$ NE $\frac{1}{4}$, Section 22; NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 23, T. 11 S., R. 35 E., W. M., 1850 feet North and 2040 feet West; 410 feet South and 830 feet East, both from $\frac{1}{4}$ Corner between Sections 22 and 23.**

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; provided further that the right to use of water is limited to the period when the flow of the John Day River is more than 10 cubic feet per second at USGS No. 14-0440, more than 55 cubic feet per second at USGS No. 14-0460, more than 30 cubic feet per second at USGS No. 14-0465 and more than 20 cubic feet per second at USGS No. 14-0480,

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:

12.4 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$
19.8 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$
0.9 acre NW $\frac{1}{4}$ SW $\frac{1}{4}$
0.5 acre SW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 22

6.8 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$
Section 28
T. 11 S., R. 35 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. **March 20, 1973**

CHRIS L. WHEELER

State Engineer