

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

**This Is to Certify, That Mr. and Mrs. L. E. MASCALL**

97825  
of **Dayville**, 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  
**John Day River**

a tributary of **Columbia River** for the purpose of  
**irrigation of 173.2 acres and supplemental irrigation of 21.9 acres**

under Permit No. **28617** 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 **February 8, 1963**

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  
**4.88 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 $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 20, SW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 21, NW $\frac{1}{4}$  NE $\frac{1}{4}$ ,  
SW $\frac{1}{4}$  NE $\frac{1}{4}$ , NE $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 28, T. 12 S., R. 26 E., W. M., 2000 feet North and 280  
feet East, 1860 feet North and 860 feet East, 130 feet North and 3850 feet East, \*

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 allowed herein  
shall be limited to the period when the flow of the John Day River is more than  
30 cubic feet per second at USGS Gage No. 14-0465 and more than 20 cubic feet per  
second at USGS Gage 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:

	<u>Primary</u>	<u>Supplemental</u>		<u>Primary</u>	<u>Supplemental</u>
NE $\frac{1}{4}$ SE $\frac{1}{4}$	3.3 acres		NW $\frac{1}{4}$ NE $\frac{1}{4}$	16.4 acres	1.6 acres
NW $\frac{1}{4}$ SE $\frac{1}{4}$	14.8 acres		SW $\frac{1}{4}$ NE $\frac{1}{4}$	9.6 acres	8.4 acres
SW $\frac{1}{4}$ SE $\frac{1}{4}$	35.2 acres		NE $\frac{1}{4}$ NW $\frac{1}{4}$	15.2 acres	10.0 acres
SE $\frac{1}{4}$ SE $\frac{1}{4}$	40.2 acres		NW $\frac{1}{4}$ NW $\frac{1}{4}$	1.3 acres	
	Section 20			Section 28	
SW $\frac{1}{4}$ SW $\frac{1}{4}$	17.9 acres		NE $\frac{1}{4}$ NE $\frac{1}{4}$	5.8 acres	1.9 acres
SW $\frac{1}{4}$ SE $\frac{1}{4}$	3.5 acres		NW $\frac{1}{4}$ NE $\frac{1}{4}$	10.0 acres	
	Section 21			Section 29	

T. 12 S., R. 26 E., W. M.

\* 110 feet South and 4700 feet East, 690 feet South and 5750 feet East, 1820  
feet South and 5970 feet East, 2470 feet South and 6400 feet East, all from  
S $\frac{1}{4}$  Corner, Section 20.

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. **January 30, 1974**

.....**Chris L. Wheeler**.....  
State Engineer