

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

This Is to Certify, That **EUGENE MCKINLEY**

of **Route 2, Box 223, Sheridan**, State of **Oregon**, **97378**, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of **Dear Creek**

a tributary of **Yamhill River** for the purpose of
irrigation of 26.0 acres

under Permit No. **13752** 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 **May 19, 1939**

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 **0.325 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 **SW $\frac{1}{4}$ SE $\frac{1}{4}$** , as projected within Carlyle DLC 64, **SW $\frac{1}{4}$ SE $\frac{1}{4}$** , as projected within Toney DLC 67, Section 24, **NE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$** , all as projected within Toney DLC 67, Section 25, T. 5 S., R. 6 W., W. M., **SW $\frac{1}{4}$ NW $\frac{1}{4}$ ***,* 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, and shall be further limited to a diversion of not to exceed **2 $\frac{1}{2}$ 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:

<p>1.4 acres SW$\frac{1}{4}$ SE$\frac{1}{4}$ As projected within Carlyle DLC 64'</p> <p>5.0 acres SW$\frac{1}{4}$ SE$\frac{1}{4}$ As projected within Toney DLC 67 Section 24</p>	<p>6.1 acres NE$\frac{1}{4}$ NE$\frac{1}{4}$ 1.6 acres NW$\frac{1}{4}$ NE$\frac{1}{4}$ 7.9 acres SE$\frac{1}{4}$ NE$\frac{1}{4}$ All as projected within Toney DLC 67 Section 25 T. 5 S., R. 6 W., W. M.</p> <p>4.0 acres SW$\frac{1}{4}$ NW$\frac{1}{4}$ As projected within Toney DLC 54 Section 30 T. 5 S., R. 5 W., W. M.</p>
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This certificate is issued to correctly describe the place of use and points of diversion, and supersedes certificate of water right heretofore issued to L. B. McKinley, and recorded at page 19754, Volume 14, State Record of Water Right Certificates.

* as projected within Toney DLC 54, Section 30, T. 5 S., R. 5 W., 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. **February 26, 1974**

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Chris L. Wheeler
State Engineer

Recorded in State Record of Water Right Certificates, Volume **31**, page **39862**