

STATE OF OREGON

49067

CLATSOP COUNTY OF MALHEUR

CERTIFICATE OF WATER RIGHT

This Is to Certify, That D. E. JONES

of Juntura, State of Oregon, 97911, has a right to the use of the waters of Middle Fork Malheur River for Tract #1; North Fork Malheur River for Tract #2; Malheur River for Tract #3; and Pole Creek for Tract #4, a tributary of Snake River for the purpose of irrigation of 924.57 acres and supplemental irrigation of 28.5 acres and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Malheur County, and the said decree entered of record at Salem, in the Order Record of the STATE ENGINEER, in Volume 8, at page 228; that the priority of the right thereby confirmed dates from September 1883 for Tract #1; 1885 for Tract #2; September 1888 for Tract #3; and 1901 for Tract #4

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 1.5 acre feet per acre in any 30-day period prior to June 1st, 1.0 acre foot per acre in any 30 day period after June 1st of each year, or 3.0 acre feet per acre during any season, diverted at a rate not to exceed one-twentieth of a cubic foot per second per acre.

The point of diversion is located in the Tract 1 - NW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 30, T. 19 S., R. 34 E., W. M., Tract 2 - NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 27, T. 20 S., R. 37 E., W. M., SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 7, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 18, T. 21 S., R. 38 E., W. M., Tract 3 - SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 25, NE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 33, T. 20 S., R. 39 E., W. M., NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 31, *

A description of the place of use under the right, and to which such right is appurtenant, is as follows:

Tract No. 124.00 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$ 23.00 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$ 30.00 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 30

6.00 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$ 40.00 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$ 40.00 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$ 31.00 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$ 40.00 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$ 40.00 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 31

T. 19 S., R. 34 E., W. M. being a total of 274 acres.

* T. 20 S., R. 40 E., W. M., Tract 4 - SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 29, T. 20 S., R. 39 E., W. M.

Tract No. 2

37.50 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$
 40.00 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$
 Section 7
 6.00 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$
 17.00 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$
 40.00 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$
 40.00 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$
 40.00 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
 40.00 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$
 35.00 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
 12.00 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$
 4.00 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$
 Section 16
 6.00 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$
 Section 21
 T. 21 S., R. 38 E., W. M.
 being a total of 317.5 acres.

Tract No. 4

22.50 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$
 Section 28
 4.10 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$
 6.00 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$
 5.00 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$
 Section 33
 4.78 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$
 Section 32
 T. 20 S., R. 39 E., W. M.
 being a total of 42.38 acres.

Tract No. 3

10.30 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$
 Section 25
 37.10 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$
 8.00 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$
 7.35 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$
 5.30 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$
 38.20 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
 25.00 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$
 4.00 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$
 20.00 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
 29.90 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$
 31.00 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$
 20.50 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$
 Section 27
 1.50 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
 17.00 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$
 9.00 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$
 0.50 acre SW $\frac{1}{4}$ SE $\frac{1}{4}$
 22.50 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$ (Suppl.)
 Section 28
 3.00 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$ (Suppl.)
 3.00 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$ (Suppl.)
 Section 33
 T. 20 S., R. 39 E., W. M.
 12.30 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$
 11.50 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$
 2.20 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$
 Section 31
 T. 20 S., R. 40 E., W. M.
 being a total of 319.15 acres

An order of the State Engineer entered November 20, 1963 approved a change in place of use and point of diversion for the irrigation of 36.3 acres. Subsequently, the right appurtenant to 11.97 acres was canceled by order of the State Engineer entered July 20, 1964. This certificate is issued to confirm the changes and to confirm the remaining right and supersedes the certificate heretofore issued to D. E. Jones and recorded at page 27613, State Record of Water Right Certificates.

And said right shall be subject to all other conditions and limitations contained in said decree. 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 May 24, 1974.

Chris L. Wheeler
 State Engineer