

STATE OF OREGON
COUNTY OF UMATILLA
CERTIFICATE OF WATER RIGHT

This Is to Certify, That **ESTATE OF ERNEST MULLER**
c/o Howard L. Muller 97835
of P. O. Box 306, Helix, 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
two wells

a tributary of **Swartz Spring Creek** for the purpose of
irrigation of **78.4 acres and supplemental irrigation of 41.6 acres**

under Permit No. **G-4720** 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 **September 22, 1969**

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
0.75 cubic foot per second, being 0.29 cubic foot per second from well No. 2 and
0.46 cubic foot per second from well No. 3

or its equivalent in case of rotation, measured at the point of diversion from the stream.
The point of diversion is located in the **NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 23, T. 6 N., R. 34 E., W. M.,**
2520 feet North and 680 feet West, 2100 feet North and 730 feet West, both from
SE Corner, Section 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-eightieth** 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 **3 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 any deficiency in the available supply of any prior right ex-
isting for the same land and shall not exceed the limitation allowed herein,

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>	
40.0 acres		SE $\frac{1}{4}$ NE $\frac{1}{4}$
35.2 acres	4.8 acres	NE $\frac{1}{4}$ SE $\frac{1}{4}$
3.2 acres	36.8 acres	SE $\frac{1}{4}$ SE $\frac{1}{4}$
	Section 23	
	T. 6 N., R. 34 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. **August 15, 1974**

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