

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

This Is to Certify, That **JAMES S. MILLER**

of **Route 1, Box 28, Pilot Rock**, 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 **McKay Creek**

a tributary of **Umatilla River** for the purpose of **irrigation of 36.9 acres**

under Permit No. **32571** 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 1, 1967**

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 **0.46 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 **#2 - SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 35, T. 1 N., R. 32 E., W. M., #1 - Lot 4 (NW $\frac{1}{4}$ NW $\frac{1}{4}$), Section 1, T. 1 S., R. 32 E., W. M., #2 - 970 feet North and 100 feet East, #3 - 390 feet South and 980 feet East, both from NW Corner, Section 1 ***
 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 **4 $\frac{1}{2}$ 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:

- * T. 1 S., R. 32 E., W. M.
- 5.8 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 26
- 8.2 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$
- 1.9 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$
- 2.9 acres Lot 3 (NW $\frac{1}{4}$ SE $\frac{1}{4}$)
- 16.2 acres Lot 4 (SW $\frac{1}{4}$ SE $\frac{1}{4}$)
- 1.9 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 35
- T. 1 N., R. 32 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. **October 24, 1974**

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