STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

This Is to Certify, *That* JOHNS, SMITH, & BEAMER

of **P. O. Box 161, Athena** 97813 *, 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* **Wildhorse Creek**

a tributary of **Umatilla River** *for the purpose of* **irrigation of 120.0 acres**

under Permit No. **32324** *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* **January 30, 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 **1.5 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 **Lot 7 (NW¼ SE¼), Section 26, T. 4 N., R. 34 E., W. M., 310 feet South and 420 feet East from Center, Section 26.**

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,**

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:*

> 40.0 acres SW¼ NW¼
> 40.0 acres NW¼ SW¼
> 40.0 acres SW¼ SW¼
> Section 13
> T. 4 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. **December 11, 1974**

Chris L. Wheeler
State Engineer

Recorded in State Record of Water Right Certificates, Volume **33** *, page* **41263**