

STATE OF OREGON
COUNTY OF MORROW
CERTIFICATE OF WATER RIGHT

This Is to Certify, That TERREL L. BENGE

97836

of **Box 305, Heppner**, 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 **Well No. 1**

a tributary of **Rhea Creek** for the purpose of supplemental irrigation of **73.0 acres**

under Permit No. **G-4366** 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 **December 9, 1968**

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 **0.91 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 **SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 36, T. 2 S., R. 24 E., W. M., 1210 feet North and 2180 feet East from S $\frac{1}{4}$ Corner, Section 36.**

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 existing 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:

24.0 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$
9.0 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$
21.0 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$
9.0 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$
10.0 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 36
T. 2 S., R. 24 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. **May 23, 1975**

Chris L. Wheeler

State Engineer