

## STATE OF OREGON

COUNTY OF UMATILLA

## CERTIFICATE OF WATER RIGHT

**This Is to Certify, That** HERMAN MARKMAN

of Milton-Freewater, State of Oregon, 97862, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of South Branch of Mud Creek

a tributary of Walla Walla River for the purpose of irrigation of 95.7 acres

under Permit No. 10439 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 November 16, 1931 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 1.19 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 SW $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 20, T. 6 N., R. 35 E., W. M., 190 feet North and 230 feet East from the E $\frac{1}{2}$  Corner of Section 19.

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,

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:

36.2 acres SE $\frac{1}{4}$  SW $\frac{1}{4}$   
20.9 acres SW $\frac{1}{4}$  SE $\frac{1}{4}$   
Section 18

5.7 acres NE $\frac{1}{4}$  NE $\frac{1}{4}$   
32.9 acres NW $\frac{1}{4}$  NE $\frac{1}{4}$   
Section 19  
T. 6 N., R. 35 E., W. M.

This certificate describes that portion of the water right confirmed by the prior certificate recorded at Page 9602, Volume 9, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on September 13, 1976, approving transfer application No. 3198.

The issuance of this superseding certificate does not confirm the status of the water right in reference to ORS 540.610.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described, and is subject to the existing minimum flow policies established by the Water Policy Review Board.

WITNESS the signature of the Water Resources Director, affixed

this date. October 18, 1976

James E. Saxson  
Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 35, page 43792