

## STATE OF OREGON

COUNTY OF

UMATILLA

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That

HOWARD L. MULLER

of P. O. Box 306, Helix, State of Oregon, 97836, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Wells 4 and 5

a tributary of Swartz Creek for the purpose of irrigation of 15.2 acres and supplemental irrigation of 184.4 acres

under Permit No. G-5019 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 30, 1972

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 0.53 cubic foot per second, being 0.22 c.f.s. from well No. 4 and 0.31 c.f.s. from well No. 5

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 $\frac{1}{4}$ , SW $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 23, T. 6 N., R. 34 E., W. M., Well No. 5-1620 feet North and 830 feet West, Well No. 4-1320 feet North and 1750 feet West, both from the 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-eighth 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 appropriation of water only to the extent that it does not impair or substantially interfere with existing surface water rights of others,

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:

| Primary                                      | Supplemental                                 |
|----------------------------------------------|----------------------------------------------|
| 13.5 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$ | 40.0 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$ |
| 1.6 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$  | 40.0 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$ |
| 0.1 acre SE $\frac{1}{4}$ SE $\frac{1}{4}$   | 26.0 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$ |
| Section 23                                   | 38.4 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$ |
| T. 6 N., R. 34 E., W. M.                     | 40.0 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. 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. December 19, 1977

James E. Sexson

Water Resources Director