

## STATE OF OREGON

COUNTY OF

GILLIAM

## CERTIFICATE OF WATER RIGHT

**This Is to Certify, That**

ROBERT M. IRBY

of 4624 Mandale Dr., N.E., Salem, State of Oregon, 97303, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Rock Creek

a tributary of John Day River for the purpose of supplemental irrigation of 22.9 acres

under Permit No. 40939 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 July 23, 1976 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 0.57 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 NE $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 3, T. 1 S., R. 21 E., W. M., 3050 feet South and 2200 feet East from the NW Corner, Section 3

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 1 $\frac{1}{2}$  acre feet per acre for each acre irrigated during the period from October 1 to March 31 and further limited to a diversion of not to exceed 4 acre feet per acre for each acre irrigated during any one year. The use of water authorized herein shall not establish priority of right as against future appropriations of surface water for beneficial uses or for storage for such beneficial uses, other than similar rights for irrigation from October 1 to March 31. Sufficient flow shall be left in Rock \* 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:

9.6 acres SW $\frac{1}{4}$  NW $\frac{1}{4}$   
5.0 acres SE $\frac{1}{4}$  NW $\frac{1}{4}$   
6.4 acres NE $\frac{1}{4}$  SW $\frac{1}{4}$   
1.9 acres NW $\frac{1}{4}$  SW $\frac{1}{4}$   
Section 3

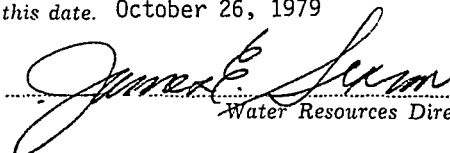
T. 1 S., R. 21 E., W. M.

\* Creek to provide stock water throughout its course during the period of use authorized herein and may be made anytime between October 1 and March 31 that water can be put to beneficial use by irrigation, either for immediate crop growth or for forecast requirements to raise the soil moisture to field capacity in the soil profile to be utilized by plant growth in the subsequent growing season.

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 26, 1979

  
Water Resources Director