

STATE OF OREGON

COUNTY OF

MALHEUR

CERTIFICATE OF WATER RIGHT

This Is to Certify, That MERLE TRACY

of Harper, State of Oregon, 97906, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Malheur River

a tributary of Snake River for the purpose of irrigation of 20.15 acres

under Permit No. 3583 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 12, 1917

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 0.25 cubic foot per second, if available at the original point of diversion; Barclay Ditch

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 $\frac{1}{4}$ NE $\frac{1}{4}$, Section 33 SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 27 T. 20 S., R. 41 E., W. M., Barclay Ditch - South 28 degrees, 30 minutes West, 1160 feet from the NE Corner, Section 33, Diversion Point No. 1 - North 16 degrees, 25 minutes West, 1054 feet from the S $\frac{1}{2}$ Corner, Section 27, Diversion Point No. 3 - North 85 degrees, 05 minutes West, 2055 feet from the E $\frac{1}{2}$ Corner*

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:

7.70 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$
12.45 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$
Section 27
T. 20 S., R. 41 E., W. M.

This certificate is issued to confirm additional points of diversion approved by an order of the Water Resources Director entered December 20, 1977 and supersedes certificate of water right recorded at page 2930, Volume 4 State Record of Water Right Certificates.

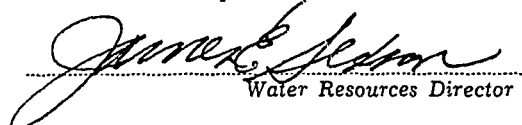
The issuance of this superseding certificate does not confirm the status of the water right in reference to ORS 540.610.

*Section 27

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, February 25, 1980


Water Resources Director