

## STATE OF OREGON

COUNTY OF MALHEUR

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That MERLE TRACY

of Harper, State of Oregon, 97906, has  
a right to the use of the waters of Malheur River

a tributary of Snake River for the purpose of  
irrigation of 50.43 acres

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Malheur County, and the said decree entered of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 8, at page 228; that the priority of the right thereby confirmed dates from 1888

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 1½ acre feet per acre in any 30 day period prior to June 1st, 1 acre foot per acre in any 30 day period after June 1st of each year or 3 acre feet per acre during any season, diverted at a rate not to exceed one-twentieth of a cubic foot per second per acre; if available at the original point of diversion; Barclay Ditch  
The point of diversion is located in the NE¼ NE¼, Section 33, SE¼ SW¼, SW¼ NE¼, 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 S¼ Corner, Section 27, Diversion \*  
A description of the place of use under the right, and to which such right is appurtenant, is as follows:

14.45 acres SE¼ SW¼  
7.75 acres NE¼ SW¼  
22.78 acres NW¼ SE¼  
5.45 acres NE¼ SE¼  
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 6953, Volume 7, State Record of Water Right Certificates.

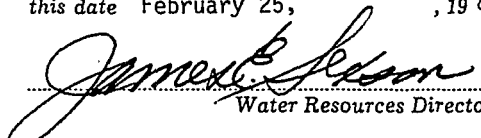
The issuance of this superseding certificate does not confirm the status of the water right in reference to ORS 540.610.

\* point No. 3 - North 85 degrees 05 minutes West, 2055 feet from the E¼ Corner, Section 27

And said right shall be subject to all other conditions and limitations contained in said decree. 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 Water Resources Director, affixed

this date February 25, 1980.

  
Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 42, page 49066