

STATE OF OREGON

COUNTY OF

UMATILLA

CERTIFICATE OF WATER RIGHT

This Is to Certify, That JAMES NOLAND, JNO A. BAXTER, AND C.W. THOMAS

of Milton, State of Oregon, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Dry Creek

a tributary of Pine Creek for the purpose of irrigation of 156.0 acres

under Permit No. 3272 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 January 31, 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 1.95 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 NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 5, T. 5 N., R. 35 E., W.M.; 500 feet South and 500 feet West from NE Corner, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 5

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:

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39.0 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$
39.0 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$
39.0 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$
39.0 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$
Section 31
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 1915, Volume 3, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on March 25, 1980, approving transfer application No. 4355, and not canceled by an order of the Water Resources Director entered on March 25, 1980.

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.

WITNESS the signature of the Water Resources Director, affixed

this date. October 28, 1980


Deputy Water Resources Director