

STATE OF OREGON

COUNTY OF MALHEUR

CANCELED

CERTIFICATE OF WATER RIGHT

This Is to Certify, That **DUNCAN, E. MCRAE**

of Riverside, State of Oregon, has
a right to the use of the waters of South Fork Malheur

a tributary of Malheur River, for the purpose of
irrigation of 209.0 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 1896

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 10.45 cubic feet per second, being 8.07 cfs on Tract 1, and 2.38 cfs on Tract 2 if available at the original point of diversion; NW 1/4 NE 1/4, Section 29, T24S, R37E, WM; and shall be further limited to 1/20 cfs per acre or its equivalent for each acre irrigated and limited to a diversion of not to exceed 1 1/2 acre-feet per*
The point of diversion is located in the NW 1/4 NE 1/4, Section 29, SE 1/4 NW 1/4, Section 16, T24S, R37E, WM; Diversion 1 - 266 feet South from N 1/4 Corner, Section 29, Diversion 2 - 1410 feet South and 3490 feet West from NE Corner, Section 16.

A description of the place of use under the right, and to which such right is appurtenant, is as follows:

* 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

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SUPERSEDED BY
CERT. NO 87653

SP OR VOL 45 PG 342 T-6427

TRACT 1

(This land also uses Trish Hot Springs subject to agreement with H.C. Luce.)

2.5 acres SE 1/4 SW 1/4
Section 4

3.5 acres NE 1/4 NW 1/4
22.5 acres SE 1/4 NW 1/4
27.5 acres NE 1/4 SW 1/4
16.0 acres SE 1/4 SW 1/4
9.0 acres NW 1/4 SE 1/4
22.5 acres SW 1/4 SE 1/4
Section 9

21.0 acres NW 1/4 NE 1/4
5.5 acres NE 1/4 NW 1/4
18.0 acres SE 1/4 NW 1/4
1.5 acres NE 1/4 SW 1/4
2.0 acres NW 1/4 SW 1/4
Section 16

10.0 acres SW 1/4 NW 1/4
Section 21
Township 24 South, Range 37 East, WM

TRACT 2

9.8 acres NE 1/4 SW 1/4
15.4 acres NW 1/4 SW 1/4
5.6 acres SW 1/4 SW 1/4
16.7 acres SE 1/4 SW 1/4
Section 9

Township 24 South, Range 37 East, WM

This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 6973, Volume 7, State Record of Water Right Certificates, NOT modified by the provisions of an order of the State Engineer entered on July 19, 1950, approving Transfer Application M-64 and also confirms the change in place of use and point of diversion authorized by that transfer.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

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 November 17, 19 83.

7049B

William H. Young
Water Resources Director