

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

This Is to Certify, That W.F. ZIMMERMAN, R.L. SMITH AND HAROLD BARTSCH

of Pendleton, State of Oregon 97801, has a right to the use of the waters of McKay Creek

a tributary of Umatilla River for the purpose of irrigation of 95.66 acres, domestic and stock use

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Umatilla County, and the said decree entered of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 3, at page 127; that the priority of the right thereby confirmed dates from 1894 for 44.96 acres and 1907 for 50.70 acres

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 1.19 cubic feet per second subject to the provisions of paragraph 33 of said decree and all other conditions and limitations contained in said decree.

The point of diversion is located in the See Below

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

W.F. ZIMMERMAN		Priority Date
0.69 acre	NE 1/4 NW 1/4	1894
0.53 acre	SE 1/4 NW 1/4	1894
0.78 acre	NE 1/4 NW 1/4	1907
0.60 acre	SE 1/4 NW 1/4	1907
R.L. SMITH		
12.56 acres	NE 1/4 NW 1/4	1894
6.49 acres	NW 1/4 NW 1/4	1894
5.46 acres	SW 1/4 NW 1/4	1894
0.85 acre	SE 1/4 NW 1/4	1894
14.17 acres	NE 1/4 NW 1/4	1907
7.31 acres	NW 1/4 NW 1/4	1907
6.15 acres	SW 1/4 NW 1/4	1907
0.94 acre	SE 1/4 NW 1/4	1907
HAROLD BARTSCH		
2.17 acres	SW 1/4 NW 1/4	1894
0.68 acre	SE 1/4 NW 1/4	1894
6.66 acres	NE 1/4 SW 1/4	1894
4.7 acres	NW 1/4 SW 1/4	1894
2.46 acres	SW 1/4 NW 1/4	1907
0.77 acre	SE 1/4 NW 1/4	1907
7.51 acres	NE 1/4 SW 1/4	1907
5.3 acres	NW 1/4 SW 1/4	1907

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SUPERSEDED BY
CERT. NO 87112

T-6699
T7168 T7709T-7665

HAROLD BARTSCH Successor to F.L. Ingram	Priority Date
0.96 acre SE 1/4 NW 1/4	1894
0.39 acre NE 1/4 SW 1/4	1894
2.82 acres SW 1/4 NE 1/4	1894
1.09 acres SE 1/4 NW 1/4	1907
0.44 acre NE 1/4 SW 1/4	1907
3.18 acres SW 1/4 NE 1/4	1907
Section 21	
Township 2 North, Range 32 East, WM	

- 1) The point of diversion for the irrigation of the land owned by W.F. Zimmerman is located South 28° 10' West 1627 feet from the Northeast corner of the Northwest quarter, Section 21, and being within the SE 1/4 NW 1/4, said Section 21, Township 2 North, Range 32 East, WM.
- 2) The point of diversion for the irrigation of the land owned by C.R. Smith is located 694 feet South and 1929 feet East from the Northwest corner of Section 21, and being within the NE 1/4 NW 1/4, said Section 21, Township 2 North, Range 32 East, WM.
- 3) The point of diversion for the irrigation of the land owned by Harold E. Bartsch is located 2640 feet South and 2170 feet East from the Northwest corner of Section 21, and being within SE 1/4 NW 1/4, said Section 21, Township 2 North, Range 32 East, WM.
- 4) The point of diversion for the irrigation of the land owned by Harold E. Bartsch, successor to F.L. Ingram is located North 50° 30' West 470 feet from the center of Section 21, and being within the SE 1/4 NW 1/4, said Section 21, Township 2 North, Range 32 East, WM.

This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 29799, Volume 21, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on July 5, 1985.

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 July 29, 1985.

/s/ William H. Young
Water Resources Director