

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 made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of McKay Creek

a tributary of Umatilla River for the purpose of irrigation of 24.85 acres

under Permit No. 14294 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 April 13, 1940 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 0.47 cubic foot 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 See Below.

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-fortieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 4 1/2 acre-feet per acre for each acre irrigated during the irrigation season of each year,

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:

W.F. ZIMMERMAN

2.26 acres SE 1/4 NW 1/4

C.R. SMITH

3.56 acres SE 1/4 NW 1/4

HAROLD BARTSCH

2.92 acres SE 1/4 NW 1/4
11.33 acres NE 1/4 SW 1/4

HAROLD BARTSCH, successor to F.L. Ingram

4.11 acres SE 1/4 NW 1/4
0.67 acre NE 1/4 SW 1/4

Section 21
Township 2 North, Range 32 East, WM

SUPERSEDED BY
CERT. NO. 90489

SUPERSEDED BY
CERT. NO. 88896

SEE NEXT PAGE

Certificate 53298

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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, Township 2 North, Range 32 East, WM and being within the NE 1/4 NW 1/4, said Section 21.

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 29800, 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.

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

Superseded by 75553
Cert. No. _____

this date. July 29, 1985

/s/ William H. Young

Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 48 , page 53298

Canceled Sp. Or. Vol. 52 P. 297 + 250