COURT 1M—11-75

# STATE OF OREGON

COUNTY OF WALLOWA

# CERTIFICATE OF WATER RIGHT

**This Is to Certify,** *That* SYLVIA BONER

*of* Joseph *, State of* Oregon 97846 *, has a right to the use of the waters of* Hurricane Creek

*a tributary of* Wallowa River *for the purpose of* irrigation of 71.5 acres, domestic and stock use

*and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for* Wallowa *County, and the said decree entered of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume* 5 *, at page* 151 *; that the priority of the right thereby confirmed dates from* 1881 for 38.5 acres and 1892 for 33 acres; 1879 for domestic and stock

*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* 1.5 acre-feet per acre during any period of 30 days prior to July 31 of each year, and thereafter not to exceed 1 acre-foot per acre during the entire remainder of the irrigation season and shall not exceed such amount as may be reasonably necessary to supply domestic and stockwater needs.

*The point of diversion is located in the* NE 1/4 NE 1/4, Section 3, T3S, R44E, WM, Moonshine Ditch - South 76 degrees 02 minutes West 49 feet from the NE Corner, Section 3; Domestic and stock use only during the non-irrigation season, NE 1/4 SE 1/4, Section 35, T2S, R44E, WM, Old Settlers Slough, Castor and Page*

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

*Ditch - 2320 feet North and 320 feet West from the SE Corner, Section 35.

1881
20.0 acres NE 1/4 NE 1/4
18.5 acres NW 1/4 NE 1/4

1892
33.0 acres SW 1/4 NE 1/4
Section 36
Township 2 South, Range 44 East, WM

This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 39607, Volume 31, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered June 7, 1976 approving Transfer Application 3221 and is issued to confirm an additional point of diversion approved by the same order and supersedes Certificate 39607.

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* August 27 *, 19* 85.

/s/ William H. Young
*Water Resources Director*

*Recorded in State Record of Water Right Certificates, Volume* 43 *, page* 53411

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