

STATE OF OREGON

COUNTY OF

UMATILLA

CERTIFICATE OF WATER RIGHT

This Is to Certify, That S. H. ROCKWELL

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

a tributary of Umatilla River for the purpose of
irrigation of 22.9 acres of land, 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 Tract #1 and Tract #2

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 0.27 cubic foot
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 NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 22, T1N, R32E, WM.

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

PRIMARY <u>TRACT 1 - BIRCH CREEK</u>	PRIMARY <u>TRACT 2 - MCKAY CREEK</u>
2.0 acres NE 1/4 NW 1/4 Section 22	5.0 acres NW 1/4 SE 1/4 10.0 acres SW 1/4 SE 1/4 Section 26
4.0 acres SE 1/4 SW 1/4 Section 15	<u>SUPPLEMENTAL</u> 1.9 acres SE 1/4 SW 1/4 Section 15
Township 1 North, Range 32 East, WM	

This certificate describes that portion of the water right confirmed by the
prior certificate recorded at page 2610, Volume 3, State Record of Water Right
Certificates, NOT modified by the provisions of orders of the Water Resources
Director entered on August 27, 1986, approving transfer application 5808, and
includes a change from primary irrigation to supplemental irrigation by the
provisions of an order entered March 19, 1987.

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 April 24, 1987.

/s/ William H. Young

Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 51, page 56172