



State of Oregon
Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900

Application for Instream Lease

Part 1 of 4 – Minimum Requirements Checklist

Complete Part 1 through 4 and include the required attachments
Fill in or check boxes as indicated. (N/A = Not Applicable)

OWRD # 16-1908
Fee \$50.00

Pursuant to ORS 537.348(2) and OAR 690-077

Check all items included with this application. (N/A = Not Applicable)

☒ Yes

Part 1 – Completed Minimum Requirements Checklist and Application Fee

Fees

☐ \$520.00 for a lease involving **four or more landowners or four or more water rights**

☒ \$350.00 for all other leases

☐ Check enclosed or

☐ Fee Charged to customer account _____ (account name)

☒ Yes

Part 2 – Completed Instream Lease Application Map Checklist.

☒ Yes

Part 3 – Completed Water Right and Instream Use Information
Include a separate **Part 3** for **each water right**

☒ Yes

Part 4 – Completed Instream Lease Provisions and Signatures

☒ Yes

How many water rights are leased? 3 List them here: 25479, 25795, 25797

Include a separate **Part 3** for each **water right**.

☐ Yes ☒ N/A

Other Water Rights, if any, appurtenant to the lands involved in the lease application and not proposed to be leased instream?

List those other water rights here: _____

☐ Yes ☒ No

Conservation Reserve Enhancement Program (CREP). Are some or all of the lands to be leased part of CREP or another Federal program (list here: _____)?

Attachments:

☐ Yes ☒ N/A **Map:** Instream Lease map requirements (see Part 2 of this application)

☐ Yes ☒ N/A **Tax Lot Map:** If a portion of the water right *not included in the lease* is appurtenant to lands owned by others, a tax lot map must be included with the lease application. The tax lot map should clearly show the property involved in the lease.

☐ Yes ☒ N/A Supporting documentation describing why a right (or portion thereof) is valid and not subject to forfeiture even though the right has not been exercised for five or more consecutive years. This information only needs to be provided if the checkbox has been checked to identify that the water right has not been used in the last five years and is not subject to forfeiture (See Part 4 of 4).

☐ Yes ☒ N/A If the Lessor (water right holder) is not the deeded landowner - provide one of the following.

- A notarized statement from the landowner consenting to the lease and a copy of the recorded deed; or.
- A water right conveyance agreement and a copy of the recorded deed for the landowner at the time the water right was conveyed; or
- Other documentation which provides authority to pursue the lease absent consent of the landowner.

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Part 2 of 4 – Instream Lease Application Map Checklist

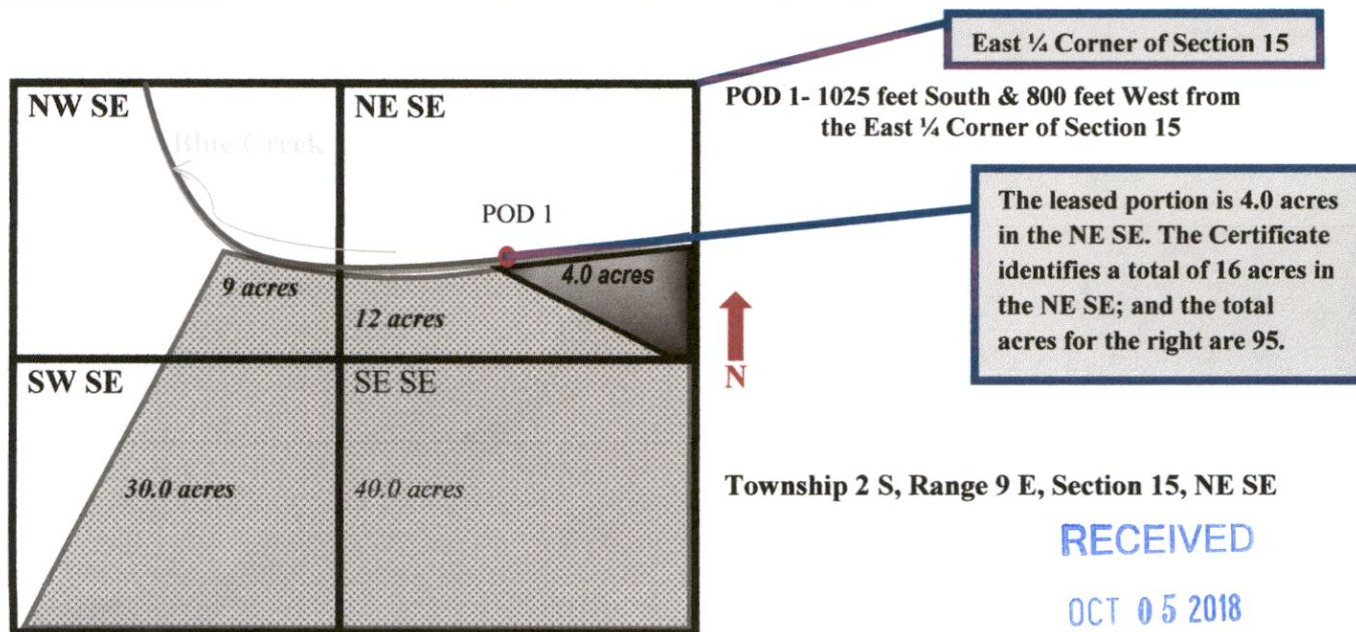
A Map is generally required for each water right not leased in its entirety

The application map (if required) should include all the items listed below and match the existing water right(s) of record. Check all boxes that apply.

This should be a simple map. (See example below). A copy of a final proof survey map with the portion to be leased shaded or hachured in will also suffice.

- ☐ ☒ N/A A map is required for each water right not leased in its entirety. More than one QQ and property may be included on each map. A map is not required, if leasing the entire right or if the right to be leased is for municipal or quasi-municipal water use.
- ☐ The map should be of sufficient quality to be reproducible. Please do not use highlighters to mark items on the map as highlighters do not always copy.
- ☐ A North arrow and map scale (no smaller than 1" = 1320').
- ☐ Township, Range, Section, quarter quarter (QQ), and a clearly labeled survey corner.
- ☐ For irrigation or other similar use, the number of acres to be leased in each quarter-quarter clearly labeled and hatchured to differentiate between the acres being leased and any remaining. If the place of use is broken down by more than one priority date, or source stream, and/or point of diversion you must identify each with separate hatchuring and clearly label.
- ☐ If available, identify the existing point(s) of diversion.

EXAMPLE MAP (the darker shaded portion representing the portion leased instream)



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Part 3 of 4 – Water Right and Instream Use Information

Use a separate Part 3 for each water right to be leased instream

Water Right Information

Water right # 25479

Table 1

Water Right Information: Provide a description of the originating water right to be leased. Also include your tax lot number(s). Fill in all applicable information. For example, if your water right has multiple points of diversion (POD) but they're not numbered, you do not need to include a number. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 1). Please clearly label any attachments.

☐ If only leasing a portion of the right - complete Table 1 as indicated					☒ Entirety - If the entire water right is to be leased, skip to Table 3.					
Priority Date	POD #	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC	Acres	USE	Previous Lease # (if any)
EXAMPLE										
12/2/1901	3	2-S	9-E	15	NE SE	100	47	4.0	IR	HL-1100
		-	-		-					

Total Acres: _____

Table 2

To illustrate the totals for the water right proposed to be leased instream

Total rate and volume by priority date, POD, use and acreage as appropriate considering the right to be leased. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 2). Please clearly label any attachments. (cfs = cubic feet per second and af = acre-feet)

Priority Date	POD #	Use	Total Acres	Other Information (such as conditions/limitations on the right)	Total Rate (cfs)	Total Volume (af)

Total af from storage, if applicable: _____ AF or ☐ N/A

Any additional information about the right: _____

Table 3

Point of Diversion (POD) description: If the POD is not described on the certificate or if there is more than one POD listed on the certificate, then **the specific POD(s)** involved in the lease must be described. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 3). Please clearly label any attachments.

POD #	Twp	Rng	Sec	Q-Q	DLC/ Gov't lot	Measured Distances, latitude/longitude coordinates, or river mile (if unknown you may indicate "unknown")
1	10S	22E	19	SE-NW		Trent Creek - Unknown
2	10S	22E	19	NW-SW	3	Trent Creek - Unknown
3	10S	22E	19	NE-NW		Spring - Unknown

☐ Please check this box if you don't know the location of the POD(s) and want the Department to identify the location of the POD(s) for the purpose of the instream lease.

Part 3 of 4 cont. – Water Right and Instream Use Information

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Instream Use Information

Table 4

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Instream Use Created by the Lease						
River/ Stream Name: <u>Trent Creek, tributary to Shoo Fly Creek</u>				River Basin: <u>John Day River</u>		
Instream Portion: Use Table 4 to illustrate the instream rate, volume and instream period by priority date, POD (if more than one), Use (if more than one), and acreage as appropriate considering the right to be leased. If not enough room below, you may add additional rows (see instructions) or attach a spreadsheet (matching the below portion of Table 4). Please clearly label any attachments.						
Priority date	POD #	Use	Acres	Proposed Instream Period	Total instream rate (cfs)	Total instream volume (af)
1892	1	IR	7.7	4/1-5/31	0.129	15.4
1892	1	IR	7.7	6/1-9/30	0.096	15.4
1892	2	IR	6.2	4/1-5/31	0.104	12.4
1892	2	IR	6.2	6/1-9/30	0.078	12.4
1892	3	IR	0.4	4/1-5/31	0.007	0.8
1892	3	IR	0.4	6/1-9/30	0.005	0.8
Note: If not certain of the instream rate, volume and/or instream period, see the instructions and/or contact Department Staff for assistance. The instream rate and volume may be up to the maximum rate and duty/volume allowed by the right, as described in Table 2 or on your Certificate if leasing the entire right. The proposed instream period may be no longer than the irrigation season or the authorized period of allowed use.						
OR ☐ Please check this box if you are not sure of the proposed rate, volume and instream period. As part of its review process, the Department will identify the appropriate instream rate, volume and period considering the water right(s) being leased and instream benefits.						
Instream Reach						
Proposed Instream Reach: ☒ A reach typically begins at the point of diversion (POD) and ends at the mouth of the source stream: From the POD to <u>River mile 0 of Trent Creek.</u>				Or Proposed Instream Point: ☐ Instream use protected at the POD		
OR ☐ Please check this box if you are not sure of the proposed reach and want water to be protected within a reach below the POD, if possible. (If no reach is identified or the above box is not checked, and there is only one POD listed on the certificate, the lease may be processed to be protected at the POD.)						
Additional Instream Information						
☒ Yes ☐ N/A Conditions to avoid enlargement or injury to other water rights, if any, or other limitations: list here <u>right limited to 1/40 cfs per acre irrigated to June 1 and 1/80 cfs per acre thereafter; further limited to 1 acre-foot per calendar month to June 1 and 4 acre feet per acre during the irrigation season April 1 to September 30</u>						
Note: The Department may identify additional conditions to prevent injury and/or enlargement.						
Any additional information about the proposed instream use: <u>The instream flow will be allocated on a daily average basis of 0.24 cfs from April 1 to May 31. This instream flow will be allocated on a daily average basis up to described rate of 0.179 cfs from June 1 to September 30, or until such time that the total duty for the irrigation season is</u>						

met. The instream rate from April 1 to May 31 has been reduced so that the total duty, and monthly duty prior to June 1 is not exceeded.

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Water Right Information

Water right # 25795

Table 1

Water Right Information: Provide a description of the originating water right to be leased. Also include your tax lot number(s). Fill in all applicable information. For example, if your water right has multiple points of diversion (POD) but they're not numbered, you do not need to include a number. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 1). Please clearly label any attachments.

☐ If only leasing a portion of the right - complete Table 1 as indicated					☒ Entirety - If the entire water right is to be leased, skip to Table 3.					
Priority Date	POD #	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC	Acres	USE	Previous Lease # (if any)
EXAMPLE										
12/2/1901	3	2-S	9-E	15	NE SE	100	47	4.0	IR	IL-1100
		-	-		-					

Total Acres: _____

Table 2

To illustrate the totals for the water right proposed to be leased instream

Total rate and volume by priority date, POD, use and acreage as appropriate considering the right to be leased. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 2). Please clearly label any attachments. (cfs = cubic feet per second and af = acre-feet)

Priority Date	POD #	Use	Total Acres	Other Information (such as conditions/limitations on the right)	Total Rate (cfs)	Total Volume (af)

Total af from storage, if applicable: _____ AF or ☐ N/A

Any additional information about the right: _____

Table 3

Point of Diversion (POD) description: If the POD is not described on the certificate or if there is more than one POD listed on the certificate, then **the specific POD(s)** involved in the lease must be described. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 3). Please clearly label any attachments.

POD #	Twp	Rng	Sec	Q-Q	DLC/ Gov't lot	Measured Distances, latitude/longitude coordinates, or river mile (if unknown you may indicate "unknown")
1	10S	22E	36	NE-SE		Shoo Fly Creek - unknown
2	10S	23E	30	NW-SW	3	Red Mud Creek - unknown

☐ Please check this box if you don't know the location of the POD(s) and want the Department to identify the location of the POD(s) for the purpose of the instream lease.

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Instream Use Information

Table 4

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Instream Use Created by the Lease																																									
River/ Stream Name: <u>Red Mud and Shoo Fly, tributary to John Day River</u>					River Basin: <u>John Day</u>																																				
Instream Portion: Use Table 4 to illustrate the instream rate, volume and instream period by priority date, POD (if more than one), Use (if more than one), and acreage as appropriate considering the right to be leased. If not enough room below, you may add additional rows (see instructions) or attach a spreadsheet (matching the below portion of Table 4). Please clearly label any attachments. <table border="1" style="width: 100%; border-collapse: collapse; text-align: center;"> <thead> <tr> <th>Priority date</th> <th>POD #</th> <th>Use</th> <th>Acre</th> <th>Proposed Instream Period</th> <th>Total instream rate (cfs)</th> <th>Total instream volume (af)</th> </tr> </thead> <tbody> <tr> <td>1883</td> <td>1</td> <td>IR</td> <td>74.9</td> <td>4/1 to 5/31</td> <td>1.258</td> <td>149.8</td> </tr> <tr> <td></td> <td>1</td> <td>IR</td> <td>74.9</td> <td>6/1 to 9/30</td> <td>0.936</td> <td>149.8</td> </tr> <tr> <td>1883</td> <td>2</td> <td>IR</td> <td>0.4</td> <td>4/1 to 5/31</td> <td>0.007</td> <td>0.8</td> </tr> <tr> <td></td> <td>2</td> <td>IR</td> <td>0.4</td> <td>6/1 to 9/30</td> <td>0.005</td> <td>0.8</td> </tr> </tbody> </table> Note: If not certain of the instream rate, volume and/or instream period, see the instructions and/or contact Department Staff for assistance. The instream rate and volume may be up to the maximum rate and duty/volume allowed by the right, as described in Table 2 or on your Certificate if leasing the entire right. The proposed instream period may be no longer than the irrigation season or the authorized period of allowed use. OR ☐ Please check this box if you are not sure of the proposed rate, volume and instream period. As part of its review process, the Department will identify the appropriate instream rate, volume and period considering the water right(s) being leased and instream benefits.							Priority date	POD #	Use	Acre	Proposed Instream Period	Total instream rate (cfs)	Total instream volume (af)	1883	1	IR	74.9	4/1 to 5/31	1.258	149.8		1	IR	74.9	6/1 to 9/30	0.936	149.8	1883	2	IR	0.4	4/1 to 5/31	0.007	0.8		2	IR	0.4	6/1 to 9/30	0.005	0.8
Priority date	POD #	Use	Acre	Proposed Instream Period	Total instream rate (cfs)	Total instream volume (af)																																			
1883	1	IR	74.9	4/1 to 5/31	1.258	149.8																																			
	1	IR	74.9	6/1 to 9/30	0.936	149.8																																			
1883	2	IR	0.4	4/1 to 5/31	0.007	0.8																																			
	2	IR	0.4	6/1 to 9/30	0.005	0.8																																			
Instream Reach																																									
Proposed Instream Reach: ☒ A reach typically begins at the point of diversion (POD) and ends at the mouth of the source stream: From the POD to <u>confluence of Shoo Fly Creek and Red Mud Creek in the SW of NE of Section 25, T 10 S, R 22 E.</u>				Or Proposed Instream Point: ☐ Instream use protected at the POD																																					
OR ☐ Please check this box if you are not sure of the proposed reach and want water to be protected within a reach below the POD, if possible. (If no reach is identified or the above box is not checked, and there is only one POD listed on the certificate, the lease may be processed to be protected at the POD.)																																									
Additional Instream Information																																									
☒ Yes ☐ N/A Conditions to avoid enlargement or injury to other water rights, if any, or other limitations: list here <u>right limited to 1/40 cfs per acre irrigated to June 1 and 1/80 cfs per acre thereafter; further limited to 1 acre-foot per calendar month to June 1 and 4 acre feet per acre during the irrigation season April 1 to September 30</u>																																									
Note: The Department may identify additional conditions to prevent injury and/or enlargement.																																									
Any additional information about the proposed instream use: <u>The instream flow will be allocated on a daily average basis of 1.265 cfs from April 1 to May 31. This instream flow will be allocated on a daily average basis up to described rate of 0.941 cfs from June 1 to September 30, or until such time that the total duty for the irrigation season is met. The instream rate from April 1 to May 31 has been reduced so that the total duty and monthly duty prior to June 1 is not exceeded.</u>																																									

Water Right Information

Water right # **25797**

Table 1

Water Right Information: Provide a description of the originating water right to be leased. Also include your tax lot number(s). Fill in all applicable information. For example, if your water right has multiple points of diversion (POD) but they're not numbered, you do not need to include a number. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 1). Please clearly label any attachments.

☐ If only leasing a portion of the right - complete Table 1 as indicated					☒ Entirety - If the entire water right is to be leased, skip to Table 3.					
Priority Date	POD #	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC	Acres	USE	Previous Lease # (if any)
EXAMPLE										
12/2/1901	3	2-S	9-E	15	NE SE	100	47	4.0	IR	IL-1100
		-	-		-					

Total Acres: _____

Table 2

To illustrate the totals for the water right proposed to be leased instream						
Total rate and volume by priority date, POD, use and acreage as appropriate considering the right to be leased. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 2). Please clearly label any attachments. (cfs = cubic feet per second and af = acre-feet)						
Priority Date	POD #	Use	Total Acres	Other Information (such as conditions/limitations on the right)	Total Rate (cfs)	Total Volume (af)
Total af from storage, if applicable: _____ AF or ☐ N/A						
Any additional information about the right: _____						

Table 3

Point of Diversion (POD) description: If the POD is not described on the certificate or if there is more than one POD listed on the certificate, then the specific POD(s) involved in the lease must be described. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 3). Please clearly label any attachments.						
POD #	Twp	Rng	Sec	Q-Q	DLC/ Gov't lot	Measured Distances, latitude/longitude coordinates, or river mile (if unknown you may indicate "unknown")
1	10S	22E	25	SW-NE		Shoo Fly Creek - unknown
2	10S	22E	24	NW-NE		Shoo Fly Creek - unknown
3						Springs - unknown
☐ Please check this box if you don't know the location of the POD(s) and want the Department to identify the location of the POD(s) for the purpose of the instream lease.						

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Part 3 of 4 cont. – Water Right and Instream Use Information

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Instream Use Information

Table 4

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Instream Use Created by the Lease						
River/ Stream Name: <u>Shoo Fly, tributary to John Day River</u>				River Basin: <u>John Day</u>		
Instream Portion: Use Table 4 to illustrate the instream rate, volume and instream period by priority date, POD (if more than one), Use (if more than one), and acreage as appropriate considering the right to be leased. If not enough room below, you may add additional rows (see instructions) or attach a spreadsheet (matching the below portion of Table 4). Please clearly label any attachments.						
Priority date	POD #	Use	Acre	Proposed Instream Period	Total instream rate (cfs)	Total instream volume (af)
1887	1	IR	22.1	4/1-5/31	0.371	44.2
	1	IR	22.1	6/1-9/30	0.276	44.2
1887	2	IR	5.0	4/1-5/31	0.084	10.0
	2	IR	5.0	6/1-9/30	0.063	10.0
1887	3	IR	?	4/1-5/31	?	?
	3	IR	?	6/1-9/30	?	?
Note: If not certain of the instream rate, volume and/or instream period, see the instructions and/or contact Department Staff for assistance. The instream rate and volume may be up to the maximum rate and duty/volume allowed by the right, as described in Table 2 or on your Certificate if leasing the entire right. The proposed instream period may be no longer than the irrigation season or the authorized period of allowed use.						
OR ☐ Please check this box if you are not sure of the proposed rate, volume and instream period. As part of its review process, the Department will identify the appropriate instream rate, volume and period considering the water right(s) being leased and instream benefits.						
Instream Reach						
Proposed Instream Reach: ☒ A reach typically begins at the point of diversion (POD) and ends at the mouth of the source stream: From the POD to <u>River Mile ?? which is our North Property Line and the North line of Section 24, T 10 S, R 22 E.</u>				Or Proposed Instream Point: ☐ Instream use protected at the POD		
OR ☐ Please check this box if you are not sure of the proposed reach and want water to be protected within a reach below the POD, if possible. (If no reach is identified or the above box is not checked, and there is only one POD listed on the certificate, the lease may be processed to be protected at the POD.)						
Additional Instream Information						
☐ Yes ☐ N/A Conditions to avoid enlargement or injury to other water rights, if any, or other limitations: list here <u>right limited to 1/40 cfs per acre irrigated to June 1 and 1/80 cfs per acre thereafter; further limited to 1 acre-foot per calendar month to June 1 and 4 acre feet per acre during the irrigation season April 1 to September 30</u>						
Note: The Department may identify additional conditions to prevent injury and/or enlargement.						

Any additional information about the proposed instream use: The instream flow will be allocated on a daily average basis of 0.455 cfs from April 1 to May 31. This instream flow will be allocated on a daily average basis up to described rate of 0.339 cfs from June 1 to September 30, or until such time that the total duty for the irrigation season is met. The instream rate from April 1 to May 31 has been reduced so that the total duty and monthly duty prior to June 1 is not exceeded.

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Part 4 of 4 – Lease Provisions and Party Signatures

Term of the Lease (may be from 1 year up to 5 years):

The lease is requested to begin in: month April 1 year 2019 and end: month September 30 year 2023

Note: The begin month is generally the first month of the irrigation season and the end month is the last month in the irrigation season. If not an irrigation right, this would be the first and last month of your authorized period of allowed use.

Public use: Check the public use(s) this lease will serve (as defined by ORS 537.332):

☒ Conservation, maintenance and enhancement of aquatic, fish and wildlife, fish and wildlife habitat and any other ecological values.

☐ Recreation

☐ Pollution abatement

☐ Navigation

Termination provision (for multiyear leases):**The parties to the lease request (choose one):**

☒ a. The option of terminating the lease prior to expiration of the full term with written notice to the Department by the Lessor(s) and/or Lessee.

☐ b. The option of terminating the lease prior to expiration of the full term, with consent by all parties to the lease.

☐ c. The parties would not like to include a Termination Provision.

(See instructions for limitations to this provision)

Additive/Replacing Relationship to other instream water rights: Instream leases are generally additive to other existing instream water rights created as a result of instream leases, transfers and/or allocations of conserved water. Since instream leases are also generally senior to other instream rights created through a state agency process or conversion of minimum flows, they generally replace a portion of these junior instream rights.

If you would like this lease to relate to other instream water rights differently, please check this box. ☐
And attach an explanation of your intent.

Validity of the Right(s) to be leased (check the appropriate box):

☒ The water right(s) to be leased have been used under the terms and conditions of the right(s) during the last five years or have been leased instream; or

☐ The water right(s) have not been used for the last five years according to the terms and conditions of the right(s). However, the water right(s) is not subject to forfeiture under ORS 540.610(2). Documentation describing why the water right(s) is not subject to forfeiture is provided.

Precedent: If a right which has been leased is later proposed to be leased again or later transferred or become part of an allocation of conserved water project, a new injury review shall be required. An instream lease shall not set a precedent on a future transaction.

The undersigned declare:

1. The Lessor(s) agree during the term of this lease, to suspend use of water allowed under the subject water right(s) and under any appurtenant primary or supplemental water right(s) not involved in the lease application; and
2. The Lessor(s) certify that I/we are the water right holder(s) of the right(s) described in this instream lease application. If not the deeded landowner, I/we have provided documentation with the lease application that I/we have authorization to pursue the lease application and/or have obtained consent from the deeded landowner; and
3. All parties affirm that information provided in this lease application is true and accurate.


Signature of Lessor

Date: 10-1-18

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Printed name (and title): _____ Business name, if applicable: _____

Mailing Address (with state and zip): _____

Phone number (include area code): _____ **E-mail address: Jim@Sxshooteranch.net

James P. Hamel
2357 Hillside Road
Richfield, UT 84306

(414) 333-5351

OWRD

Signature of Co-Lessor

Date: _____

Printed name (and title): _____

Business/organization name: _____

Mailing Address (with state and zip): _____

Phone number (include area code): _____ **E-mail address: _____

Signature of Lessee

Date: _____

Printed name (and title): _____

Business/organization name: _____

Mailing Address (with state and zip): _____

Phone number (include area code): _____ **E-mail address: _____

**** BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED TO THE LESSOR**

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STATE OF OREGON

COUNTY OF WHEELER

CERTIFICATE OF WATER RIGHT

This Is to Certify, That THOMAS C. MAZE

of Richmond, State of Oregon, has a right to the use of
the waters of Trent Creek tributary of Shoo Fly Creek and Spring in NW $\frac{1}{4}$ NE $\frac{1}{4}$
for the purpose of Irrigation Section 19, T. 10 S., R. 23 E., W. M.

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for
Grant County, and the said decree entered of record at Salem, in the Order Record of
the STATE ENGINEER, in Volume 15, at page 461; that the priority of the right thereby
confirmed dates from 1892

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 $1/40$ cubic foot per
second per acre irrigated to June 1 and $1/80$ cubic foot per second per acre there-
after; further limited to one acre-foot per calendar month to June 1; and four acre-
feet per acre during season April 1 to Sept. 30, measured at point of diversion.

A description of the lands irrigated under such right, and to which the water is appurtenant
(or, if for other purposes, the place where such water is put to beneficial use), is as follows:

4.3 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$
6.2 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 24,
T. 10 S., R. 22 E., W. M.
0.4 acre in NE $\frac{1}{4}$ NE $\frac{1}{4}$
3.4 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ (Lot 2)
Section 19,
T. 10 S., R. 23 E., W. M.

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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.

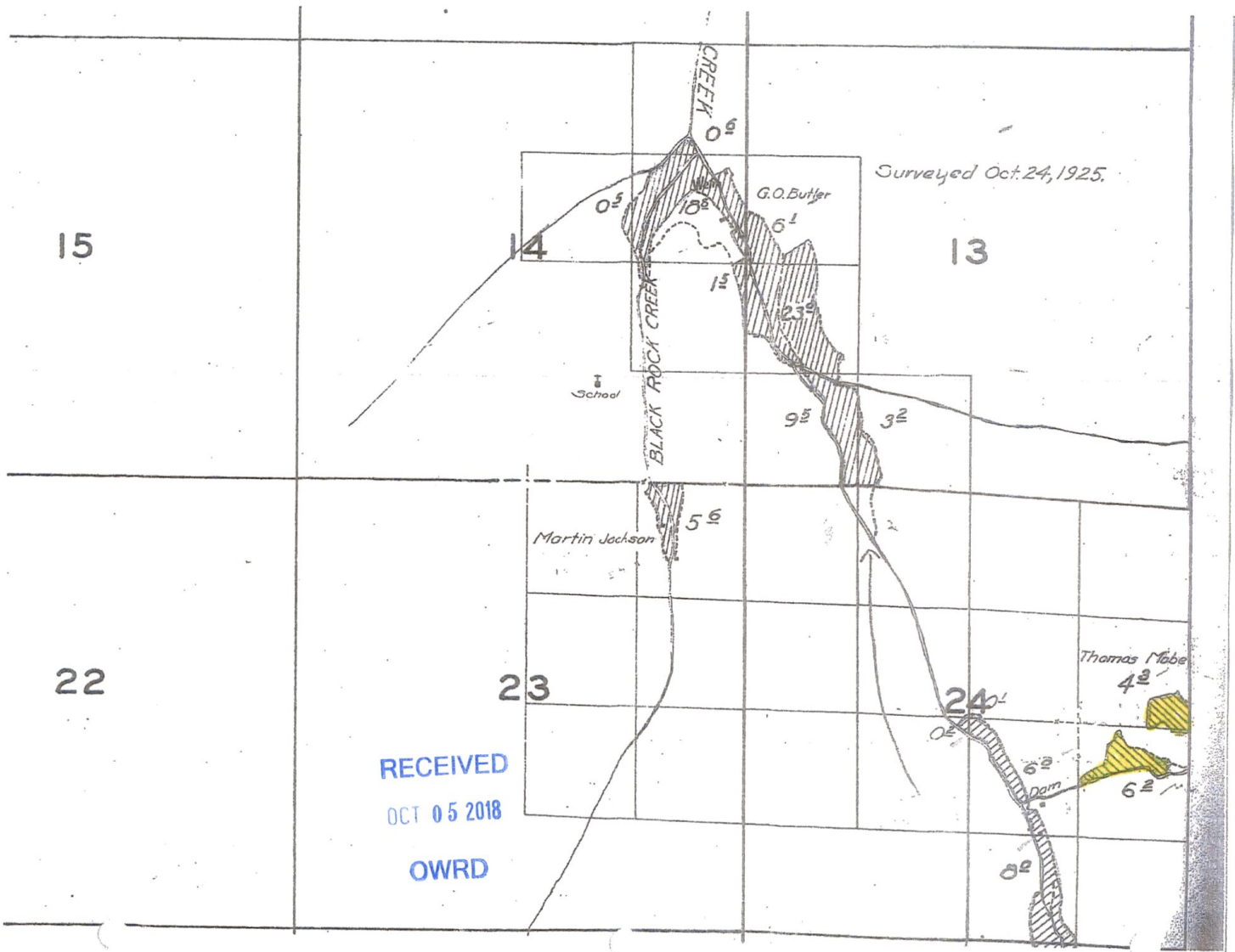
WITNESS the signature of the State Engineer, affixed

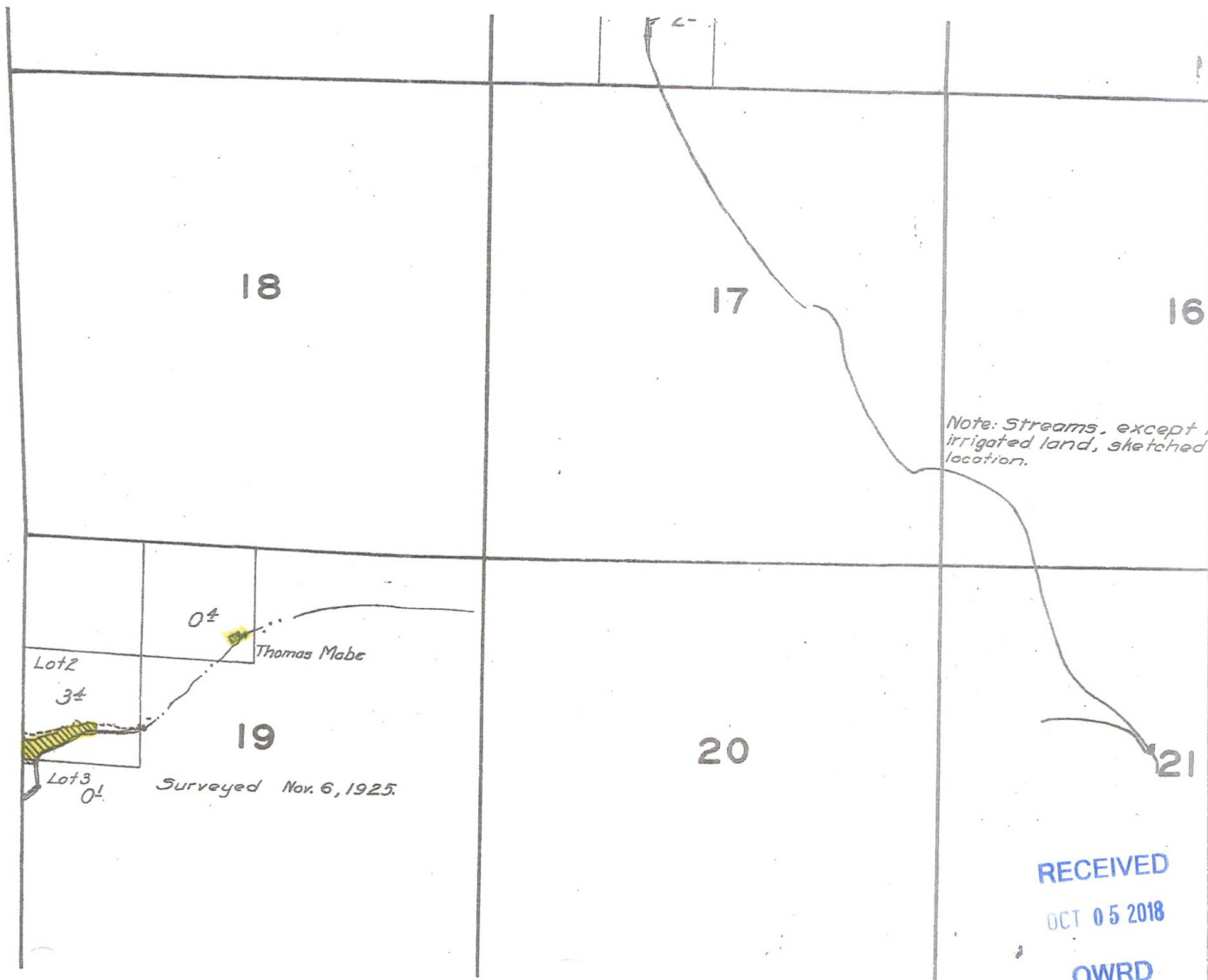
this 1st day of May, 19 59.

LEWIS A. STANLEY

State Engineer

Recorded in State Record of Water Right Certificates, Volume 17, page 25479





STATE OF OREGON

COUNTY OF CLATSOP

CERTIFICATE OF WATER RIGHT

This Is to Certify, That E. R. SHOWN.

of **Mitchell**, State of **Oregon**, has a right to the use of
the waters of **Springs and Red Mud Creek tributary of Shoofly Creek and Shoofly Creek**
for the purpose of **Irrigation**

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for
Grant County, and the said decree entered of record at Salem, in the Order Record of
the STATE ENGINEER, in Volume **15**, at page **461**; that the priority of the right thereby
confirmed dates from **1883**

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 **1/40 cubic foot per**
second per acre irrigated to June 1 and 1/80 cubic foot per second per acre there-
after; further limited to one acre-foot per calendar month to June 1 and four acre-
feet per acre during season April 1 to Sept. 30, measured at point of diversion.
A description of the lands irrigated under such right, and to which the water is appurtenant
(or, if for other purposes, the place where such water is put to beneficial use), is as follows:

0.4 acre in SW 1/4 NE 1/4
28.9 acres in NE 1/4 SE 1/4
4.9 acres in NW 1/4 SE 1/4
27.6 acres in SE 1/4 SE 1/4
Section 25,
13.5 acres in NE 1/4 NE 1/4
Section 36,
T. 10 S., R. 22 E., W. M.

RECEIVED

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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 State Engineer, affixed

this **1st** day of **May**, 19 **59**.**LEWIS A. STANLEY**

State Engineer

Recorded in State Record of Water Right Certificates, Volume **17**, page **25795**

17476 EXPIRED 9/30/2008

23

24

4²

6²

6²

8²

Surveyed Nov. 4, 1925.

7²

Flume

26

25

Ed. Shour
(R.R. Wills)

4²

28²

01

27²

13²

Sage Bush

35

36

RECEIVED

OCT 05 2018

OWRD

55.23 E

30

Lot 3
14
Ed. Shoun
R.R. Wills

RECEIVED

OCT 05 2018

OWRD

STATE OF OREGON

COUNTY OF WHEELER

CERTIFICATE OF WATER RIGHT

This Is to Certify, That E. R. SHOWN

of Mitchell, State of Oregon, has a right to the use of
the waters of Springs and Shoofly Creek
for the purpose of Irrigation

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for
Grant County, and the said decree entered of record at Salem, in the Order Record of
the STATE ENGINEER, in Volume 15, at page 461; that the priority of the right thereby
confirmed dates from 1887

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 1/40 cubic foot per
second per acre irrigated to June 1 and 1/80 cubic foot per second per acre there-
after; further limited to one acre-foot per calendar month to June 1 and four acre-
feet per acre during season April 1 to Sept. 30, measured at point of diversion,

A description of the lands irrigated under such right, and to which the water is appurtenant
(or, if for other purposes, the place where such water is put to beneficial use), is as follows:

2.0 acres in NE 1/4 NW 1/4
3.0 acres in NW 1/4 NW 1/4
0.2 acre in NE 1/4 SW 1/4
6.0 acres in NW 1/4 SE 1/4
8.0 acres in SW 1/4 SE 1/4
Section 24
7.9 acres in NW 1/4 NE 1/4
Section 25
T. 10 S., R. 22 E., W. M.

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OCT 05 2018

OWRD

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.

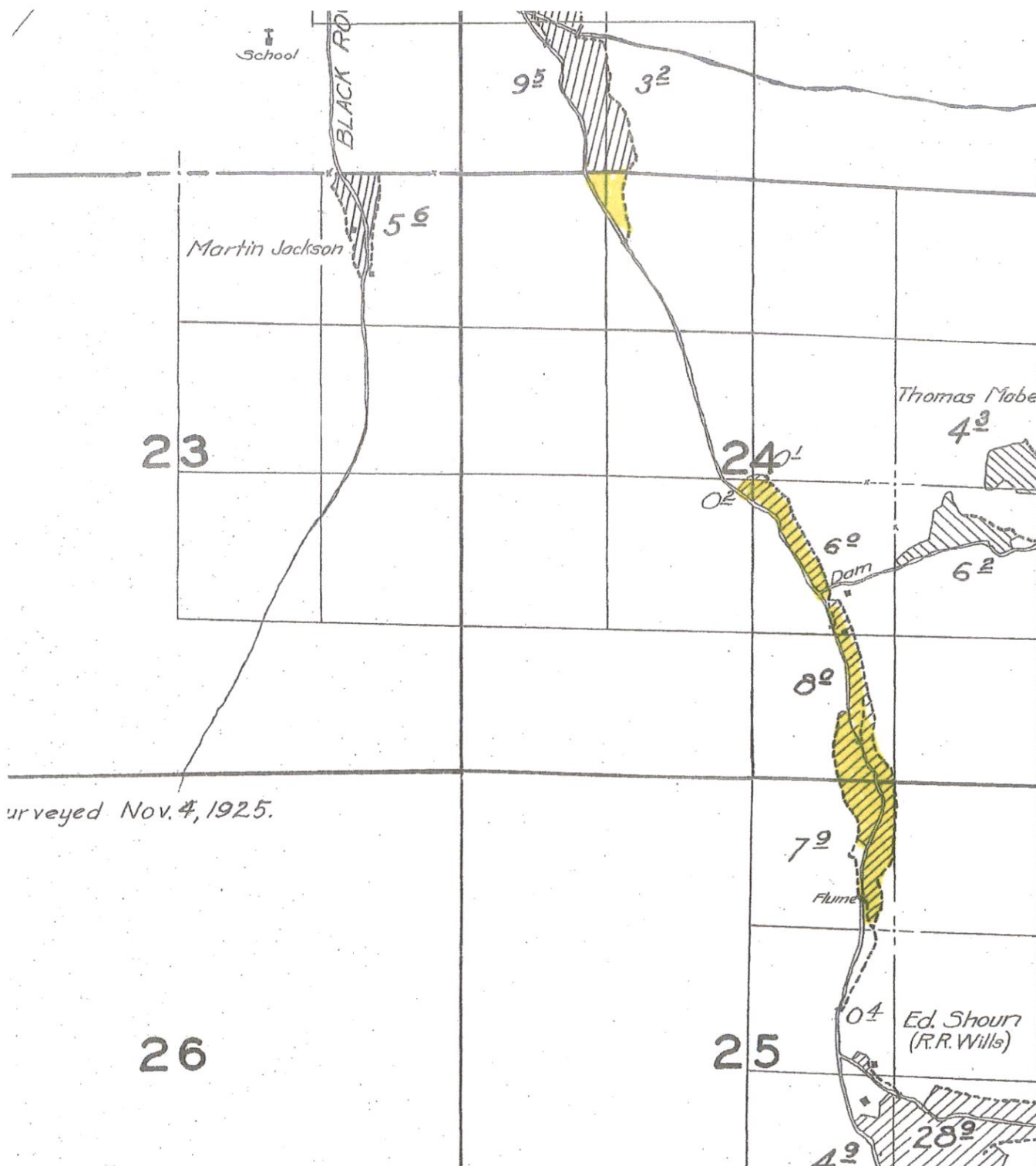
WITNESS the signature of the State Engineer, affixed

this 1st day of May, 19 59.

LEWIS A. STANLEY

State Engineer

Recorded in State Record of Water Right Certificates, Volume 17, page 25797



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