

## STATE OF OREGON

COUNTY OF

MALHEUR

## Proof of Appropriation of Water

DAVE ETCHART

of McDermitt, State of Nevada, 89421,  
 has applied beneficially the waters of  
 Simpson Creek, Pole Creek, two unnamed streams, Rock Creek, Trail Creek, and  
 Oregon Canyon Creek  
 a tributary of McDermitt Creek in Nevada for the purpose of  
 irrigation 383.0 acres

under Permit No. 32610 and that the use of said waters has been completed under the  
 terms of said permit; that the priority of the right dates from  
 May 17, 1967

that the amount of water for the purposes aforesaid, has been actually beneficially used in the  
 amount of  
 4.79 cubic feet per second, being 0.75 c.f.s. from Simpson Creek, 0.75 c.f.s.  
 from Pole Creek, 0.50 c.f.s. from each of two unnamed streams, 0.50 c.f.s.  
 from Rock Creek, 0.50 c.f.s. from Trail Creek and 1.29 c.f.s. from Oregon Canyon \*  
 or its equivalent in case of rotation, measured at the point of diversion from the stream.

The point of diversion is located in the SW $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 27, SE $\frac{1}{4}$  SW $\frac{1}{4}$ , NW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section  
 22, SE $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 15, SW $\frac{1}{4}$  NW $\frac{1}{4}$ , SE $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 16, SW $\frac{1}{4}$  NE $\frac{1}{4}$ , Section  
 2 T., 39 S., R. 41 E., W. M., Simpson Creek-1890 feet South and 1500 feet West  
 from the E $\frac{1}{2}$  Corner, Section 27; Pole Creek-westerly 1310 feet South and 1870  
 feet West, easterly 1000 feet South and 1430 feet West, both from the NE Corner \*\*

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-eightieth 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 3 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, and to which such right is appurtenant, is  
 as follows:

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WATER RESOURCES DEPT  
SALEM, OREGON

I have read the above and foregoing proof of appropriation of water; I know the contents  
 thereof, and that the facts therein stated are true.

IN WITNESS WHEREOF, I have hereunto set my hand this 27<sup>th</sup> day of September  
 19..77

David Etchart

2.8 acres SW $\frac{1}{4}$  NE $\frac{1}{4}$   
 0.6 acre NW $\frac{1}{4}$  NW $\frac{1}{4}$   
 36.8 acres SW $\frac{1}{4}$  NW $\frac{1}{4}$   
 19.5 acres SE $\frac{1}{4}$  NW $\frac{1}{4}$   
 40.0 acres NE $\frac{1}{4}$  SW $\frac{1}{4}$   
 40.0 acres NW $\frac{1}{4}$  SW $\frac{1}{4}$   
 29.3 acres SW $\frac{1}{4}$  SW $\frac{1}{4}$   
 29.4 acres SE $\frac{1}{4}$  SW $\frac{1}{4}$   
 36.1 acres NW $\frac{1}{4}$  SE $\frac{1}{4}$   
 29.4 acres SW $\frac{1}{4}$  SE $\frac{1}{4}$   
 Section 1

9.0 acres NE $\frac{1}{4}$  NE $\frac{1}{4}$   
 0.7 acre NW $\frac{1}{4}$  NE $\frac{1}{4}$   
 0.1 acre SW $\frac{1}{4}$  NE $\frac{1}{4}$   
 40.0 acres SE $\frac{1}{4}$  NE $\frac{1}{4}$   
 40.0 acres NE $\frac{1}{4}$  SE $\frac{1}{4}$   
 29.3 acres SE $\frac{1}{4}$  SE $\frac{1}{4}$   
 Section 2

T. 39 S., R. 41 E., W. M.

\* Creek

\*\* SW $\frac{1}{4}$  SE $\frac{1}{4}$ ; South unnamed stream-2730 feet South and 830 feet East, North unnamed stream-230 feet North and 1540 feet East, Rock Creek-2700 feet North and 4520 feet West; Trail Creek-790 feet North and 2790 feet West, all from the SE Corner, Section 16, and Oregon Canyon Creek-1680 feet South and 1320 feet West from the NE Corner, Section 2