

STATE OF OREGON

COUNTY OF HOOD RIVER

CERTIFICATE OF WATER RIGHT

This Is to Certify, That MIDDLE FORK IRRIGATION DISTRICT

of P. O. Box 91, Parkdale, State of Oregon, 97047, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Eliot Creek and Clear Creek

a tributary of Middle Fork Hood River for the purpose of irrigation of 8.2 acres

under Permit No. 34104 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 January 22, 1969 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 0.10 cubic foot per second, being 0.02 c.f.s. from Eliot Creek and 0.08 c.f.s. from Clear Creek

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the Eliot Creek-SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 26; Clear Creek-NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 27, T. 1 S., R. 9 E., W. M., Eliot Creek-2400 feet South and 125 feet East from the NE $\frac{1}{4}$ Corner, Section 26; Clear Creek-520 feet South and 2500 feet West from the NE Corner, Section 27.

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 hereby confirmed, and to which such right is appurtenant, is as follows:

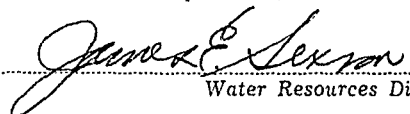
0.1 acre NE $\frac{1}{2}$ NW $\frac{1}{4}$
8.1 acres Lot 1 (NW $\frac{1}{2}$ NW $\frac{1}{4}$)
Section 30
T. 1 S., R. 10 E., W. M.

The decree of the Circuit Court for Hood River and its tributaries dated October 24, 1921 set the duty of water at 3 acre feet for each acre irrigated during the irrigation season. In processing the application towards issuance of the permit, it appears that a clerical error was inadvertently made providing a duty of 4 acre feet per acre. The issuance of this certificate has lowered the duty to 3 acre feet per acre in compliance with the decree.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described and is subject to the existing minimum flow policies established by the Water Policy Review Board.

WITNESS the signature of the Water Resources Director, affixed

this date, August 24, 1978


Water Resources Director