STATE OF OREGON

COUNTY OF

MALHEUR

CERTIFICATE OF WATER RIGHT

This Is to Certify, That

GARY CLEAVER

of Rt. 2, Box 444, Nyssa , State of Oregon, 97913 , has made proof to the satisfaction of the Water Resources Director of a right to the use of the waters of Hot Spring

a tributary of Owyhee River stock

for the purpose of

under Permit No. 39879 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 29, 1976

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 0.01 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NE½ NE½, Section 12, T. 21 S., R. 45 E., W. M., North 58 degrees 10 minutes West 485 feet from the SE Corner, NE½ NE½, Section 12

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 ----- of one cubic foot per second per acre,

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:

NE¼ NE¼ SE¼ NE¼ Section 12 T. 21 S., R. 45 E., W. M.

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.

February 28, 1979

Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 40

, page 47525