

STATE OF OREGON

COUNTY OF

WASCO

CERTIFICATE OF WATER RIGHT

This Is to Certify, That MILLER RANCH COMPANY

of 5 N.W. Greenwood Ave., Bend, State of Oregon, 97701, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Eightmile Creek and reservoir constructed under Permit No. R-5299

a tributary of Columbia River for the purpose of irrigation of 4.7 acres and stock

under Permit No. 38157 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 May 24, 1973

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 0.08 cubic foot per second, being 0.06 c.f.s. for irrigation and 0.02 c.f.s. for stock

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 25, T. 1 S., R. 12 E., W. M., Reservoir-800 feet North and 280 feet West from the SE Corner, Section 25, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 8, T. 2 S., R. 11 E., W. M., Creek-1400 feet North and 650 feet East from the SW Corner, Section 8

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 from direct flow 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 from direct flow and storage from reservoir constructed under Permit No. R-5299

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:

SEE NEXT PAGE

Stock SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 25
T. 1 S., R. 12 E., W. M.

Stock SE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 21

Stock SW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 22

Stock SE $\frac{1}{4}$ NW $\frac{1}{4}$
Section 23

Stock SW $\frac{1}{4}$ NE $\frac{1}{4}$
Stock SE $\frac{1}{4}$ NW $\frac{1}{4}$
2.0 acres NW $\frac{1}{2}$ SW $\frac{1}{2}$
Section 29

0.1 acre SE $\frac{1}{4}$ NE $\frac{1}{4}$
Stock NE $\frac{1}{4}$ SW $\frac{1}{4}$
2.3 acres & Stock NE $\frac{1}{4}$ SE $\frac{1}{4}$
0.3 acre NW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 30
T. 1 S., R. 13 E., W. M.

In processing the application towards issuance of the permit, it appears that a clerical error was inadvertently made in limiting the duty of water to not exceed 1/80th of one cubic foot per second per acre and 2 $\frac{1}{2}$ acre feet per acre. In the issuance of this certificate, the duty of water has been raised to 1/80th cubic foot per second per acre and 3 acre feet per acre for each acre irrigated during the irrigation season of each year, in keeping with the customary policy and determination of this office of the proper maximum limits.

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. March 16, 1979

Water Resources Director