

STATE OF OREGON

COUNTY OF

WHEELER

CERTIFICATE OF WATER RIGHT

This Is to Certify, That JOHN COLLINS

of Mitchell, State of Oregon 97750, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Fry Creek and John Collins Reservoir constructed under Permit R-4726

a tributary of Mountain Creek for the purpose of irrigation of 99.9 acres and supplemental irrigation of 41.9 acres

under Permit No. 31241 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 June 7, 1966

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 2.5 cubic feet 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 SW 1/4 NW 1/4, Section 28, T12S, R23E, WM; 1,520 feet South and 1,200 feet East from NW Corner, Section 28.

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-fortieth of one cubic foot per second per acre, or its equivalent for each acre irrigated from direct flow and shall be further limited to a diversion of not to exceed 4 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 R-4726, provided further that the right allowed herein shall be limited to the use of stored water only on the lands described as supplemental.

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:

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 one-eightieth of one cubic foot per second per acre and five acre-feet per acre. In the issuance of this certificate, the duty of water has been revised to one-fortieth of one cubic foot per second per acre and four 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.

SEE NEXT PAGE

PRIMARY

0.3 acre NW 1/4 NW 1/4
25.3 acres SW 1/4 NW 1/4
28.2 acres NW 1/4 SW 1/4
12.8 acres SW 1/4 SW 1/4
Section 21

9.3 acres NW 1/4 NE 1/4
14.5 acres SW 1/4 NE 1/4
4.3 acres NE 1/4 NW 1/4
5.2 acres NW 1/4 NW 1/4
Section 28

Township 12 South, Range 23 East, WM

SUPPLEMENTAL

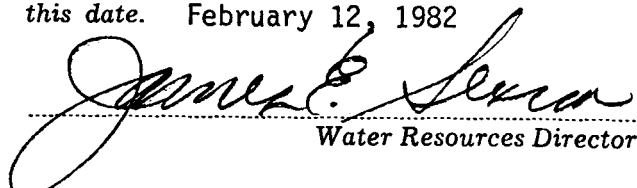
1.2 acres NW 1/4 NE 1/4
6.0 acres SW 1/4 NE 1/4
5.9 acres NE 1/4 NW 1/4
23.2 acres NW 1/4 NW 1/4
0.6 acre SW 1/4 NW 1/4
5.0 acres SE 1/4 NW 1/4
Section 28

Township 12 South, Range 23 East, WM

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 12, 1982


Water Resources Director