

STATE OF OREGON

COUNTY OF

MALHEUR

CERTIFICATE OF WATER RIGHT

This is to certify, That PERRY OTT

of Box 793, Crane, State of OR 97732, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of South Fork Malheur River

a tributary of Snake River for the purpose of irrigation of 44.9 acres

under Permit No. 27918 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 8, 1961 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 1.12 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 NE 1/4, Section 35, T24S, R36E, WM; Spurlock Ditch - 1530 feet South and 1930 feet West from NE corner Section 35.

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 and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year, and shall be still further limited to diversion from February 1 to April 15 and during November of each year, and is subject to the terms and conditions of the State Engineer's order recorded at Volume 11, page 491 through 501, Special Order Record, and by reference made a part hereof,

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:

5.3 acres NE 1/4 SE 1/4 Section 36 Township 24 South, Range 36 East, WM
21.3 acres NE 1/4 NW 1/4 18.3 acres SW 1/4 NW 1/4 Section 31 Township 24 South, Range 37 East, WM

This certificate is issued to confirm a change in place of use approved by an order of the Water Resources Director entered August 7, 1979, and supersedes certificate of water right recorded at page 36058, Volume 28, State Record of Water Right Certificates.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

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 minimum flows established by the Water Resources Commission with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed

this date. December 19, 1986

/s/ William H. Young Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 50, page 55302