

STATE OF OREGON

COUNTY OF GRANT

CERTIFICATE OF WATER RIGHT

THIS IS TO CERTIFY, that BYRON L. RUDISHAUSER, of EAST STAR ROUTE, JOHN DAY, OREGON 97845, has a right to the use of the waters of JOHN DAY RIVER, a tributary of COLUMBIA RIVER, for the purpose of IRRIGATING OF 8.1 ACRES AND SUPPLEMENTAL IRRIGATION OF 74.9 ACRES.

The right has been perfected under Permit 18742. The date of priority is APRIL 25, 1949. The right is limited to not more than 2.07 CUBIC FEET PER SECOND, IF AVAILABLE AT THE ORIGINAL POINT OF DIVERSION; SE 1/4 NW 1/4, SECTION 18, T 13 S, R 33 E, W.M., or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

SW 1/4 NW 1/4, SECTION 18, T 13 S, R 33 E, W.M.;
1340 FEET SOUTH & 500 FEET EAST FROM NW CORNER SECTION 18.

The amount of water used for irrigation, together with the amount secured under any other right existing for the 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 5.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

The right 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, and to which such right is appurtenant, is as follows:

PRIMARY

NE 1/4 NE 1/4 0.5 ACRES
SE 1/4 NE 1/4 7.6 ACRES

SUPPLEMENTAL

SW 1/4 NE 1/4 12.6 ACRES
SE 1/4 NE 1/4 16.0 ACRES
NE 1/4 SW 1/4 24.1 ACRES
NW 1/4 SE 1/4 21.0 ACRES
NE 1/4 SE 1/4 1.2 ACRES

SECTION 13
TOWNSHIP 13 SOUTH, RANGE 32 EAST, W.M.

SEE NEXT PAGE

This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered DECEMBER 20, 1977, and supersedes certificate 21918, 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 above purpose is restricted to beneficial use on the lands or place of use described. The right 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 SEPTEMBER 27, 1988.

/s/ WILLIAM H. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 57727

T-3674