

STATE OF OREGON
COUNTY OF HOOD RIVER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JAMES MORTON STRUCK
6480 OLD PARKDALE ROAD
MT. HOOD, OREGON 97041

confirms the right to use the waters of STREAMS A & B, tributaries of COLUMBIA RIVER, for the purpose of PRIMARY IRRIGATION OF 26.6 ACRES, SUPPLEMENTAL IRRIGATION OF 0.5 ACRE, AND DOMESTIC USE FOR TWO FAMILIES AND SIX CABINS.

The right has been perfected under Permit 44100. The date of priority is FEBRUARY 12, 1979. The right is limited to not more than 0.355 CUBIC FOOT PER SECOND; BEING 0.33 CFS FROM STREAM B FOR PRIMARY IRRIGATION WITH ANY DEFICIENCY IN THE AVAILABLE SUPPLY FROM STREAM B TO BE MADE UP BY APPROPRIATION FROM STREAM A PROVIDED THAT THE TOTAL QUANTITY DIVERTED FROM BOTH SOURCES FOR PRIMARY IRRIGATION SHALL NOT EXCEED 0.33 CFS AND 0.015 CFS FROM STREAM A BEING 0.01 CFS FOR SUPPLEMENTAL IRRIGATION AND 0.005 CFS FOR DOMESTIC USE FOR ONE FAMILY AND 0.01 CFS FROM STREAM B FOR DOMESTIC USE FOR ONE FAMILY AND 6 PICKER CABINS or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

NW 1/4 NE 1/4, NE 1/4 NE 1/4, SECTION 33, T 3 N, R 10 E, W.M.; STREAM B - 240 FEET SOUTH & 2240 FEET WEST; STREAM A - 100 FEET SOUTH & 1220 FEET WEST, 180 FEET SOUTH & 1200 FEET WEST ALL FROM NE CORNER SECTION 33.

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 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. THE RIGHT SHALL BE LIMITED TO ANY DEFICIENCY IN THE AVAILABLE SUPPLY OF ANY PRIOR RIGHT FOR THE SAME LAND AND SHALL NOT EXCEED THE LIMITATION ALLOWED HEREIN.

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:

SEE NEXT PAGE

STREAMS A AND B

SW 1/4 SE 1/4 23.9 ACRES PRIMARY
SE 1/4 SE 1/4 2.7 ACRES PRIMARY

STREAM A

SE 1/4 SW 1/4 0.1 ACRES SUPPLEMENTAL
SW 1/4 SE 1/4 0.4 ACRES SUPPLEMENTAL & DOMESTIC

STREAM B

SW 1/4 SE 1/4 DOMESTIC AND 6 CABINS
SECTION 28
TOWNSHIP 3 NORTH, RANGE 10 EAST, W.M.

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 DECEMBER 9, 1988.

/s/ WILLIAM H. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 58705

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