

STATE OF OREGON
COUNTY OF GRANT
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CARL AND BETTY JANE SHEEDY
P.O. BOX 125
CANYON CITY, OREGON 97820

confirms the right to use the waters of BIG DOG CREEK AND LITTLE PINE CREEK, a tributary of JOHN DAY RIVER, for the purpose of PRIMARY IRRIGATION OF 16.8 ACRES AND SUPPLEMENTAL IRRIGATION OF 16.0 ACRES.

The right has been perfected under Permit 28418. The date of priority is OCTOBER 8, 1962. The right is limited to not more than 0.822 CUBIC FOOT PER SECOND; BEING 0.442 CFS FROM BIG DOG CREEK AND 0.38 CFS FROM LITTLE PINE CREEK, 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 SW 1/4, SECTION 9; NE 1/4 NE 1/4, SECTION 7, T 14 S, R 32 E, W.M.; BIG DOG CREEK - 3590 FEET SOUTH & 5940 FEET EAST; LITTLE PINE CREEK - 330 FEET SOUTH & 100 FEET WEST, BOTH FROM NE CORNER, SECTION 7.

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 4.0 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 to the use of water is limited to the period when the flow of the John Day River is more than 30 cfs at USGS Gage 14-0465 and more than 20 cfs at USGS Gage 14-0480.

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

PRIMARY

SE 1/4 SE 1/4 0.8 ACRES
SECTION 35

SW 1/4 SW 1/4 15.7 ACRES
SECTION 36
TOWNSHIP 13 SOUTH, RANGE 31 EAST, W.M.

SE 1/4 NW 1/4 0.3 ACRE
AS PROJECTED WITHIN HILLIS AND CLARK PLACER LOT 89-B
SECTION 1
TOWNSHIP 14 SOUTH, RANGE 31 EAST, W.M.

SUPPLEMENTAL

LOT 6 (SW 1/4 NE 1/4) 1.4 ACRES
LOT 5 (SE 1/4 NE 1/4) 10.0 ACRES
SW 1/4 NE 1/4 4.6 ACRES
AS PROJECTED WITHIN HILLIS AND CLARK PLACER LOT 89-B
SECTION 1
TOWNSHIP 14 SOUTH, RANGE 31 EAST, W.M.

This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 51730, Volume 46, State Record of Water Right Certificates, NOT canceled by the provisions of an order of the Water Resources Director entered on JANUARY 26, 1989.

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 MAY 11, 1989.

/s/ WILLIAM H. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 61057

3. 14
28418.BE