

STATE OF OREGON
COUNTY OF WASCO
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MARVIN L. AND ERMA KINZEY
ROUTE 1, BOX 26
TYGH VALLEY, OREGON 97063

confirms the right to use the waters of THREE MILE CREEK, a tributary of WHITE RIVER, for the purpose of IRRIGATING 6.75 ACRES.

The right has been confirmed by decree of the Circuit Court of the State of Oregon for WASCO County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 7, at page 196. The date of priority is 1898.

The point of diversion is located as follows:

SW 1/4 NW 1/4, SECTION 11, T 4 S, R 11 E, W.M.; 1530 FEET SOUTH AND 4580 FEET WEST FROM THE NE CORNER OF SECTION 11.

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 a diversion of not to exceed 3.0 acre-feet for each acre irrigated during the irrigation season of each year. The right is further restricted to those limitations contained in Paragraph 24 of said decree.

The quantity of water diverted at the new point of diversion, listed above, shall not exceed the quantity of water available at the Jacob Spath Ditch, the old point of diversion.

A description of the place of use under the right, and to which such right is appurtenant, is as follows:

NE 1/4 NE 1/4 6.00 ACRES
NW 1/4 NE 1/4 0.75 ACRE
SECTION 18
TOWNSHIP 4 SOUTH, RANGE 12 EAST, W.M.

This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered MAY 31, 1979, and supersedes certificate 17155, 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 and shall be subject to all other conditions and limitations contained in said decree.

WITNESS the signature of the Water Resources Director, affixed this date DECEMBER 29, 1989.

/s/ WILLIAM H. YOUNG
Water Resources Director

Recorded in State Record of Water Right Certificates numbered 63818

T-4180.JW