

STATE OF OREGON

COUNTY OF GRANT

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

R. J. AND ELIZABETH DAVIS
ROUTE 2
JOHN DAY, OREGON 97845

confirms the right to use the waters of the JOHN DAY RIVER, a tributary of the COLUMBIA RIVER, for the purpose of IRRIGATING 0.7 ACRE.

The right has been confirmed by decree of the Circuit Court of the State of Oregon for GRANT County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 15, at page 461. The date of priority is 1875.

The right is limited to not more than 0.018 CUBIC FOOT PER SECOND IF AVAILABLE AT THE ORIGINAL POINT OF DIVERSION.

The points of diversion are located as follows:

NE 1/4 NW 1/4, NW 1/4 NW 1/4, SECTION 25, T 13 S, R 31 E, W.M.; 770 FEET SOUTH AND 30 FEET EAST; 790 FEET SOUTH AND 10 FEET WEST; BOTH FROM THE NW CORNER OF THE NE 1/4 NW 1/4 OF SECTION 25.

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 irrigated from April 1 to September 30; further limited to one acre-foot per acre per calendar month to July 1 and three-fourths acre-foot per acre thereafter; total five acre feet per acre for each acre irrigated during the irrigation season of each year.

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

NE 1/4 NW 1/4 0.3 ACRE
NW 1/4 NW 1/4 0.4 ACRE
SECTION 25
TOWNSHIP 13 SOUTH, RANGE 31 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 AUGUST 7, 1980, and together certificates 49681, 63830, 63832, 63833, 63834, and 63826 and cancellation order entered August 7, 1980, supersedes certificate 42919, 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 63831

T-4533.JW