

STATE OF OREGON

COUNTY OF GRANT

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ELMER AND JOANN JOHNSON
P.O. BOX 335
MT. VERNON, OREGON 97865

confirms the right to use the waters of the JOHN DAY RIVER, a tributary of the COLUMBIA RIVER, for the purpose of IRRIGATING 3.1 ACRES.

The right has been perfected under Permit 28944. The date of priority is JUNE 25, 1963. The right is limited to not more than 0.075 CUBIC FOOT PER SECOND, IF AVAILABLE AT THE ORIGINAL POINT OF DIVERSION, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

SE 1/4 NE 1/4, SECTION 19, T 13 S, R 29 E, W.M.; 460 FEET NORTH AND 190 FEET WEST FROM THE EAST 1/4 CORNER OF SECTION 19.

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 5.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. The right to use of water is limited to the period when the flow of the John Day River is more than 30.0 cfs at USGS Gage No. 14-0465 and more than 20.0 cfs at USGS Gage No. 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:

SE 1/4 NE 1/4 1.4 ACRES
NE 1/4 SE 1/4 0.3 ACRE
SECTION 19

SW 1/4 NW 1/4 1.3 ACRES
NW 1/4 SW 1/4 0.1 ACRES
SECTION 20

TOWNSHIP 13 SOUTH, RANGE 29 EAST, W.M.

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This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered March 20, 1985, and together with certificates 47277,50489 and 64093 supersedes certificate 36753.

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 FEBRUARY 7, 1990.

/s/ WILLIAM H. YOUNG
Water Resources Director

Recorded in State Record of Water Right Certificates numbered 64095

T-5588B.JW