

STATE OF OREGON  
COUNTY OF GRANT  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JOHN E. FISHER, II  
P.O. BOX 307  
DAYVILLE, OREGON 97825

confirms the right to use the WASTE WATERS OF CUMMINGS DITCH, a tributary of THE JOHN DAY RIVER, for the purpose of IRRIGATING 7.5 ACRES.

The right has been perfected under Permit 46832. The date of priority is MAY 13, 1982. The right is limited to not more than 0.19 CUBIC FOOT PER SECOND 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 SE 1/4, SECTION 1, T 13 S, R 26 E, W.M.; 320 FEET SOUTH AND 90 FEET EAST, 190 FEET SOUTH AND 320 FEET EAST, BOTH FROM THE CENTER 1/4 CORNER OF SECTION 1.

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.

This right is limited to a diversion of the water available at the authorized points of diversion and does not provide a means to compel the continuance of the waste water.

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:

NW 1/4 SE 1/4 7.5 ACRES  
SECTION 1  
TOWNSHIP 13 SOUTH, RANGE 26 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 MARCH 12, 1990.

/s/ WILLIAM H. YOUNG  
Water Resources Director

Recorded in State Record of Water Right Certificates numbered 64164

63541.VRG