

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

J. V. THOMAS
ROUTE 1, BOX 260
HALFWAY, OREGON 97834

confirms the right to use the waters of MELHORN SLOUGH, CLEAR CREEK, AND WASTE WATER, tributaries of PINE CREEK, for IRRIGATION OF 1.5 ACRES AND SUPPLEMENTAL IRRIGATION OF 59.5 ACRES.

This right was perfected under Permit 49556. The dates of priority are JULY 31, 1985 FOR USE FROM MELHORN SLOUGH, CLEAR CREEK AND 0.34 CFS FROM WASTE WATER AND SEPTEMBER 13, 1985 FOR 0.21 CFS FROM WASTE WATER. This right is limited to 1.52 CFS. IT IS FURTHER LIMITED AS FOLLOWS:

1.13 CFS FROM MELHORN SLOUGH FOR IRRIGATION AND SUPPLEMENTAL IRRIGATION; 0.9 CFS FROM CLEAR CREEK FOR SUPPLEMENTAL IRRIGATION, AND 0.55 CFS FROM WASTE WATER FOR SUPPLEMENTAL IRRIGATION. THE TOTAL QUANTITY DIVERTED SHALL NOT EXCEED 1.52 CFS OR 1/40 PER ACRE or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

CLEAR CREEK - NW 1/4 SE 1/4, SECTION 9, T 8 S, R 46 E, W.M.; 2500 FEET NORTH AND 1430 FEET WEST FROM THE SE CORNER OF SECTION 9.

MELHORN SLOUGH - NW 1/4 SE 1/4, SECTION 15, T 8 S, R 46 E, W.M.; 1380 FEET NORTH AND 2550 FEET WEST FROM THE SE CORNER OF SECTION 15.

WASTE WATER NORTH - SW 1/4 SE 1/4, SECTION 15, T 8 S, R 46 E, W.M.; 20 FEET NORTH AND 2550 FEET WEST FROM THE SE CORNER OF SECTION 15.

WASTE WATER SOUTH - NW 1/4 NE 1/4, SECTION 22, T 8 S, R 46 E, W.M.; 380 FEET SOUTH AND 2550 FEET WEST FROM THE NE CORNER OF SECTION 22.

The amount of water used for irrigation together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-FORTIETH of one cubic foot per second (or its equivalent) and 4.5 acre-feet for each acre irrigated during the irrigation season of each year.

This right is limited to any deficiency in the available supply of any prior right existing for the same land.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use to which this right is appurtenant is as follows:

	<u>PRIMARY</u>	<u>SUPPLEMENTAL</u>
SW 1/4 SE 1/4 SECTION 15	1.5 ACRES	30.7 ACRES
NW 1/4 NE 1/4 SECTION 22		28.8 ACRES
TOWNSHIP 8 SOUTH, RANGE 46 EAST, W.M.		

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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 use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

WITNESS the signature of the Water Resources Director, affixed
FEBRUARY 26, 1992.

/s/ WILLIAM H. YOUNG
William H. Young

Recorded in State Record of Water Right Certificates numbered 67146.

68461.DSM