

STATE OF OREGON  
COUNTY OF LINCOLN  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MIKE DeLUSE and SHIRLEY PETERS  
ROUTE 1E, BOX 229  
EDDYVILLE, OREGON 97343

confirms the right to use the waters of LITTLE ELK CREEK, a tributary of YAQUINA RIVER, for IRRIGATING 4.4 ACRES.

This right was perfected under Permit 31138. The date of priority is DECEMBER 14, 1965. This right is limited to 0.06 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:

SW 1/4 NW 1/4, SE 1/4 NW 1/4, SECTION 13, T 11 S, R 9 W, W.M.;  
PORTABLE PUMPING BETWEEN POINTS LOCATED: 2350 FEET SOUTH AND 1050 FEET  
EAST AND 1960 FEET SOUTH AND 2500 FEET EAST, BOTH FROM THE NW CORNER OF  
SECTION 13.

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-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre-feet for each acre irrigated during the irrigation season of each year.

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:

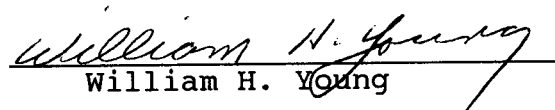
SW 1/4 NW 1/4     0.7 ACRE  
SE 1/4 NW 1/4     3.7 ACRES  
SECTION 13  
TOWNSHIP 11 SOUTH, RANGE 9 WEST, W.M.

This certificate is issued to confirm a change in place of use and point of diversion approved by an order of the Water Resources Director entered January 21, 1980, approving transfer 4320, and together with Certificate 49064, supersedes Certificate 34261, 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. 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  
MARCH 9, 1992.

  
William H. Young

Recorded in State Record of Water Right Certificates numbered 67214.  
T-4320.VRG