

STATE OF OREGON
COUNTY OF DESCHUTES
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RICHARD FUNK
19917 TUMALO ROAD
BEND, OREGON 97701

confirms the right to use the waters of DESCHUTES RIVER, a tributary of COLUMBIA RIVER, for IRRIGATING 0.86 ACRE.

This right was perfected under Permit 3438. The date of priority is JULY 19, 1917. This right is limited to 0.011 CUBIC FOOT PER SECOND, IF AVAILABLE AT THE ORIGINAL POINT OF DIVERSION: DUNN DITCH, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NE 1/4 NE 1/4, SECTION 31, T 16 S, R 12, E, W.M.; 1253 FEET SOUTH AND 1131 FEET WEST FROM THE NE CORNER OF SECTION 31.

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 4.0 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:

NE 1/4 NE 1/4 0.38 ACRE
SE 1/4 NE 1/4 0.48 ACRE
SECTION 31
TOWNSHIP 16 SOUTH, RANGE 12 EAST, W.M.

The quantity of water diverted at the new point of diversion, together with that diverted at the old diversion, shall not exceed the quantity of water available at the original point of diversion.

When required by the Department, the water user shall install and maintain an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

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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 SEPTEMBER 10, 1990, and together with Certificates 67306, 67307, 67308, 67309, 67310, 67311, and 67315 and Certificate 65135 and T-6467 and in part supersedes Certificate 29926, 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.

WITNESS the signature of the Water Resources Director, affixed MAY 4, 1992.

/s/ WILLIAM H. YOUNG

William H. Young

Recorded in State Record of Water Right Certificates numbered 67313.

T-6370.JS