

STATE OF OREGON

COUNTY OF GRANT

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

WAYNE LEATHERS
22002 SE HOWLETT ROAD
EAGLE CREEK, OREGON 97022

confirms the right to use the waters of the NORTH FORK JOHN DAY RIVER, a tributary of the JOHN DAY RIVER, for IRRIGATION OF 23.4 ACRES.

This right was perfected under Permit 33401. The date of priority is MARCH 29, 1968. This right is limited to 0.59 CUBIC FOOT PER SECOND 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 $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 9, T 9 S, R 27 E, WM; 5170 FEET SOUTH AND 1430 FEET EAST FROM THE NW CORNER, SECTION 4.

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 5.0 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:

SW $\frac{1}{4}$ NW $\frac{1}{4}$ 0.1 ACRE
NW $\frac{1}{4}$ SW $\frac{1}{4}$ 20.1 ACRES
SECTION 4

NW $\frac{1}{4}$ SE $\frac{1}{4}$ 3.2 ACRES
SECTION 5
TOWNSHIP 9 SOUTH, RANGE 27 EAST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 64757, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered February 4, 1994, approving Transfer Application 6543.

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 February 4, 1994.

A. REED MARBUT

Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 68356.

T-6543.LHN

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