

STATE OF OREGON
COUNTY OF GRANT
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

L.J. AND ALTHEA KIMBALL
P.O. BOX 364
PRAIRIE CITY, OREGON 97869

confirms the right to use the waters of INDIAN CREEK, a tributary of the JOHN DAY RIVER, for the purpose of IRRIGATING 157.8 ACRES.

The right has been confirmed by decree of the Circuit Court of the State of Oregon for GRANT County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 15, at page 461. The date of priority is 1886.

The right is limited to not more than 3.945 CUBIC FEET PER SECOND IF AVAILABLE AT THE ORIGINAL POINT OF DIVERSION.

The point of diversion is located as follows:

SE 1/4 NW 1/4, SECTION 29, T 13 S, R 33 E, W.M.; 1460 FEET SOUTH AND 1300 FEET EAST FROM THE NW CORNER OF SECTION 29.

When in the judgment of the Watermaster it becomes necessary to install headgates and measuring devices:

the diversion works shall include an in-line flow meter, a weir, or other suitable device for measuring the water to which the wateruser is entitled;

the type and plans of the measuring device be approved by the Watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said Watermaster.

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 to JUNE 1 and ONE-EIGHTIETH cubic foot per second per acre thereafter; and shall be further limited to a diversion of not to exceed 1.0 ACRE-FOOT PER CALENDAR MONTH to JUNE 1 and 4.0 acre-feet per acre for each acre irrigated during the irrigation season, APRIL 1 TO SEPTEMBER 30, OF EACH YEAR.

A description of the place of use under the right, and to which such right is appurtenant, is as follows:

	NE 1/4 SW 1/4	33.8 ACRES
LOT 3	(NW 1/4 SW 1/4)	42.8 ACRES
LOT 4	(SW 1/4 SW 1/4)	43.6 ACRES
	SE 1/4 SW 1/4	37.6 ACRES
	SECTION 19	
	TOWNSHIP 13 SOUTH, RANGE 33 EAST, W.M.	

This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered MAY 13, 1985, and together with certificate 53321, supersedes certificate 25464, State Record of Water Right Certificates.

SEE NEXT PAGE

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 and shall be subject to all other conditions and limitations contained in said decree.

WITNESS the signature of the Water Resources Director, affixed
MAY , 1995.

/s/ MARTHA O. PAGEL

Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 68489.

T-5603.JW