

STATE OF OREGON
COUNTY OF GRANT
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MCKINLEY BROTHERS
RICHARD MCKINLEY
ROUTE 1 BOX 191
MT. VERNON, OREGON 97865

confirms the right to use the waters of JOHN DAY RIVER, a tributary of COLUMBIA RIVER, for IRRIGATION OF 161.0 ACRES.

This right was perfected under Permit 3163. The date of priority is OCTOBER 23, 1916. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 2.01 CUBIC FEET 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 1/4 SW 1/4 SECTION 20, T 13 S, R 29 E, W.M.; BEING 2530 FEET NORTH AND 2810 FEET WEST FROM THE SOUTHEAST CORNER OF SECTION 20.

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-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 1.0 acre-foot per acre for each acre irrigated during any month prior to July 1, and thereafter 3/4 of one acre-foot per acre for each acre irrigated and shall be further limited to a total diversion of not to exceed 5.0 acre-feet per acre for each acre irrigated during the irrigation season from April 1 to September 30 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 SW 1/4	17.7 ACRES
SE 1/4 SW 1/4	7.0 ACRES
NE 1/4 SE 1/4	21.2 ACRES
NW 1/4 SE 1/4	32.2 ACRES
SW 1/4 SE 1/4	34.3 ACRES
SE 1/4 SE 1/4	36.6 ACRES

SECTION 20

NE 1/4 NE 1/4	10.0 ACRES
NW 1/4 NE 1/4	2.0 ACRES

SECTION 29

TOWNSHIP 13 SOUTH, RANGE 29 EAST, W.M.

This certificate is issued to confirm changes in POINT OF DIVERSION AND PLACE OF USE OF WATER approved by an order of the Water Resources Director entered SEPTEMBER 26, 1988, and supersedes Certificate 55295, 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 540.620 pertaining to forfeiture or abandonment.

SEE NEXT PAGE

Sealed by
Date: 11/18/85

T-6028.JM

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 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.

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 JUNE 15, 1995.

[Signature]

Martha O. Pagel

Supervisor of
C. H. No.

Recorded in State Record of Water Right Certificates numbered 68516.

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