

STATE OF OREGON  
COUNTY OF UMATILLA  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

KEN AND LYNNE FRANZ  
ROUTE 2, BOX 2738  
HERMISTON, OR 97838

confirms the right to use the waters of ONE WELL in the UMATILLA RIVER BASIN for IRRIGATION OF 11.5 ACRES.

This right was perfected under Permit G-11013. The date of priority is NOVEMBER 29, 1989. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.12 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source.

The well is located as follows:

NE 1/4 SW 1/4, SECTION 26, T 5 N, R 28 E, W.M.; 368 FEET SOUTH AND 1373 FEET EAST FROM THE WEST 1/4 CORNER OF SECTION 26.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is 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 3.0 acre-feet per acre 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 SW 1/4 11.5 ACRES  
SECTION 26  
TOWNSHIP 5 NORTH, RANGE 28 EAST, W.M.

When required by the department, the user shall install and maintain a weir, meter or other suitable measuring device and shall keep a complete record of the amount of ground water withdrawn.

The use of water shall be limited when it interferes with the prior water rights of others.

The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

Failure to comply with any of the provisions of this right may result in action including, but not limited to restrictions on the use, civil penalties, or cancellation of the right.

This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

SEE NEXT PAGE

The right to use 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 DECEMBER 27, 1995.

**Steven P. Applegate**

*for* Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 68725.