

STATE OF OREGON
COUNTY OF MALHEUR
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CITY OF ONTARIO
444 SW 4TH STREET
ONTARIO, OREGON 97914

confirms the right to use the waters of 4 WELLS in the MALHEUR RIVER BASIN for IRRIGATING 89.7 ACRES.

This right was perfected under Permit G-2616. The date of priority is MARCH 6, 1964. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1.12 CUBIC FEET PER SECOND, BEING 0.37 CFS FROM WELL 2 AND 0.75 CFS FROM WELL 3, AND FURTHER LIMITED TO THE QUANTITY OF WATER DIVERTED AT WELLS 4 AND 5 SHALL NOT EXCEED THE QUANTITY OF WATER AVAILABLE FROM WELLS 2 AND 3, or its equivalent in case of rotation, measured at the point of diversion from the source.

The wells are located as follows:

WELL #2: SE 1/4 NE 1/4, SECTION 7, T 18 S, R 47 E., 1410 FEET SOUTH AND 1475 FEET EAST FROM THE NORTH 1/4 CORNER OF SECTION 7.

WELL #3: NW 1/4 SE 1/4, SECTION 7, T 18 S, R 47 E., 670 FEET NORTH AND 1825 FEET EAST FROM THE SW CORNER OF THE NE 1/4 SW 1/4 OF SECTION 7.

WELL #4: SE 1/4 NW 1/4, SECTION 7, T 18 S, R 47 E., 2934 FEET NORTH AND 1016 FEET WEST FROM THE SOUTH 1/4 CORNER OF SECTION 7.

WELL #5: SE 1/4 SE 1/4, SECTION 7, T 18 S, R 47 E, W.M.; 1279 FEET NORTH AND 546 FEET WEST FROM THE SE CORNER OF SECTION 7.

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:

NW 1/4 NE 1/4	0.1 ACRES
SW 1/4 NE 1/4	12.0 ACRES
SE 1/4 NE 1/4	5.4 ACRES
NE 1/4 NW 1/4	2.4 ACRES
SE 1/4 NW 1/4	23.5 ACRES
NE 1/4 SW 1/4	23.1 ACRES
NE 1/4 SE 1/4	8.4 ACRES
NW 1/4 SE 1/4	14.8 ACRES

SECTION 7

TOWNSHIP 18 SOUTH, RANGE 47 EAST, W.M.

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

SEE NEXT PAGE

The following provisions shall be effective when in the judgement of the Watermaster it becomes necessary to install measuring devices:

the pump system shall include an access port for measuring the water level;

the pump system shall include an in-line flow meter or other suitable device for measuring the water to which the user is entitled;

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

This certificate is issued to confirm a change in TWO ADDITIONAL POINTS OF APPROPRIATION approved by an order of the Water Resources Director entered OCTOBER 21, 1988, AND DECEMBER 27, 1990, and supersedes Certificate 34669, 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 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 FEBRUARY 7 , 1996.

/s/ MARTHA O. PAGEL
Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 72138.