

STATE OF OREGON
COUNTY OF WASCO
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MARVIN MARKMAN
5025 COMPANY HOLLOW ROAD
THE DALLES, OREGON 97058

confirms the right to use the waters of FIFTEENMILE CREEK, a tributary of COLUMBIA RIVER, for IRRIGATION OF 1.4 ACRES AND MAINTENANCE OF MARKMAN PONDS 1 AND 2 DURING THE IRRIGATION SEASON.

This right was perfected under Permit 26769. The date of priority is MAY 13, 1960. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.03 CUBIC FOOT PER SECOND, BEING 0.02 FOR IRRIGATION AND 0.01 FOR FISH POND MAINTENANCE, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

SW 1/4 SW 1/4, SECTION 25, TOWNSHIP 2 NORTH, RANGE 14 EAST, W.M.; 800 FEET NORTH AND 650 FEET EAST FROM THE S 1/4 CORNER OF SECTION 25.

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:

SW 1/4 SE 1/4 0.7 ACRE AND POND MAINTENANCE
SECTION 25

NE 1/4 NW 1/4 0.7 ACRE
SECTION 36
TOWNSHIP 2 NORTH, RANGE 14 EAST, W.M.

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.

THIS CERTIFICATE IS ISSUED TO CORRECTLY DESCRIBE THE PERIOD OF USE FOR MAINTENACE OF PONDS 1 AND 2 AND SUPERSEDES CERTIFICATE 68776.

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.

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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 APRIL 11, 1996.

15 Steven P. Applegate
Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 72240.