

STATE OF OREGON  
COUNTY OF JEFFERSON  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DARRELL AND LUELLA FRIEND  
P.O. BOX 41  
ASHWOOD, OREGON 97711

confirms the right to use the waters of TROUT CREEK, a tributary of the DESCHUTES RIVER, for the purpose of IRRIGATING 51.0 ACRES.

The right has been confirmed by decree of the Circuit Court of the State of Oregon for JEFFERSON County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 5, at page 57. The date of priority is 1891 FOR TRACTS 1 AND 2 AND MARCH 1898 FOR TRACT 3.

The points of diversion are located as follows:

(1) [EAST DITCH (FRIEND 1)] SW 1/4 SE 1/4, SECTION 25; (2) [EAST DITCH] NW 1/4 NE 1/4, SECTION 25, T 9 S, R 16 E, W.M.; DIVERSION 1 - 200 FEET SOUTH AND 600 FEET WEST FROM THE CENTER OF SECTION 24; DIVERSION 2 - 650 FEET NORTH AND 300 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, shall be limited to 1.5 ACRE-FEET PER ACRE DURING ANY PERIOD OF 30 DAYS OR 6.0 ACRE-FEET per acre for each acre irrigated during the irrigation season of each year or its equivalent for each acre irrigated.

THE QUANTITY OF WATER DIVERTED AT THE NEW POINTS OF DIVERSION, TOGETHER WITH THAT DIVERTED AT THE ORIGINAL POINTS OF DIVERSION, SHALL NOT EXCEED THE QUANTITY OF WATER AVAILABLE AT THE ORIGINAL POINTS OF DIVERSION.

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

TRACT 1  
DIVERSION 2  
NW 1/4 NE 1/4 1.5 ACRES  
NE 1/4 NW 1/4 8.0 ACRES  
SE 1/4 NW 1/4 1.0 ACRE  
SECTION 25  
  
SE 1/4 SW 1/4 10.0 ACRES  
SECTION 24

TRACT 2  
DIVERSION 2  
NW 1/4 NE 1/4 7.7 ACRES

EAST DITCH (FRIEND 1) AND DIVERSION 2  
SW 1/4 NE 1/4 6.3 ACRES  
NW 1/4 SE 1/4 1.9 ACRES  
SECTION 25  
TOWNSHIP 9 SOUTH, RANGE 16 EAST, W.M.

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TRACT 3

DIVERSION 1

NE 1/4 SW 1/4 10.7 ACRES  
NW 1/4 SE 1/4 0.1 ACRE

DIVERSION 2

SE 1/4 SW 1/4 3.1 ACRES  
SW 1/4 SE 1/4 0.7 ACRE

SECTION 24

TOWNSHIP 9 SOUTH, RANGE 16 EAST, W.M.

The following provisions shall be effective 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 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 weir or measuring device be installed under the general supervision of said Watermaster.

This certificate is issued to confirm a change in POINTS OF DIVERSION AND AN ADDITIONAL POINT OF DIVERSION approved by an order of the Water Resources Director entered MAY 11, 1978, and together with Transfer 3690, supersedes Certificate 2234, 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 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 AUGUST 19, 1996.

ks Steven P. Applegate

Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 72481.