

STATE OF OREGON
COUNTY OF UMATILLA
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CHARLES W. AND DIXIE J. CUMISKY
PO BOX 154
MILTON-FREEWATER, OREGON 97862

confirms the right to use the waters of A WELL in the EAST BIRCH CREEK BASIN for IRRIGATION OF 9.72 ACRES.

This right was perfected under Permit G-5510. The date of priority is JANUARY 11, 1972. 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 well.

The well is located as follows:

SW $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 21, T 1 S, R 32 E, WM; 1000 FEET NORTH AND 750 FEET EAST FROM THE SW CORNER, SECTION 21.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3 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 $\frac{1}{4}$ SW $\frac{1}{4}$ 3.40 ACRES
SW $\frac{1}{4}$ SW $\frac{1}{4}$ 6.32 ACRES
SECTION 21
TOWNSHIP 1 SOUTH, RANGE 32 EAST, W.M.

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

This use may be regulated if analysis of data available discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of this right or as those quantities may be subsequently reduced.

This certificate describes that portion of the water right confirmed by Certificate 53249, State Record of Water Right Certificates, NOT modified by the provisions of orders of the Water Resources Director entered SEP 30 1996, approving Transfer Applications 6925 and 7003.

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.

SUPERSEDED BY
CERT. NO. 86784

CANCELED

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.

WITNESS the signature of the Water Resources Director, affixed
SEP 30 1996

751 **MARTHA O. PAGEL**
Martha O. Pagel, Director

SUPERSEDED BY
CERT. NO. 88646

Superseded by
Cert. No. 74274

Recorded in State Record of Water Right Certificates numbered 72775.

T-6925, T-7003.JM

Cancelled Sp. Or. Vol. 51 P. 1173