

6771

STATE OF OREGON
COUNTY OF MALHEUR
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MARK E. HARTLEY
P.O. BOX 2643
NYSSA, OR 97913

confirms the right to use the waters of **OWYHEE RIVER**, tributary of THE SNAKE RIVER for the purpose of **IRRIGATION of 4.2 acres.**

This right was perfected under Permit 4224. The date of priority is **SEPTEMBER 20, 1919.** The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed **0.06 CUBIC FEET PER SECOND** or its equivalent in case of rotation.

The point of diversion is located as follows:

POD 1 is 575 FEET EAST from the SW corner of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of SECTION 7, **POD 2** is NORTH 50° 35' EAST 1041 FEET from the SW corner of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of SECTION 7; Both diversions being within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ SECTION 7, T. 21 S., R. 46 E., W.M.

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:

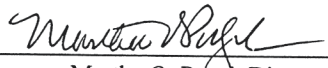
NW $\frac{1}{4}$ SE $\frac{1}{4}$ TAX LOT 3300 4.2 ACRES
SECTION 7
TOWNSHIP 21 SOUTH, RANGE 46 EAST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 3510, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered JAN 25 1999 approving a petition by the Owyhee Irrigation District under ORS 541.329. This Certificate together with Certificate 75669, supercedes Certificate 3510.

The issuance of this superseding certificate does not confirm the status of the water right in reference to ORS 540.610 pertaining to forfeiture or abandonment.

The right to the use of the water for the above purposes is restricted to beneficial use on the lands or place of use herein 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 water rights.

Witness the signature of the Water Resources Director, affixed 1/25/99


Martha O. Pagel, Director

Recorded in State Record of Water Right Certificates numbered 75670.

3510rr.SLH