

STATE OF OREGON
COUNTY OF MALHEUR
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

PETE & STACEY CAPTEIN
801 FOOTHILL DR.
ONTARIO, OR 97914

confirms the right to use the waters of **MALHEUR RIVER**, tributary of SNAKE RIVER for the purpose of **SUPPLEMENTAL IRRIGATION** of **48.8** acres.

This right was perfected under Permit 26006. The date of priority is **JANUARY 22, 1959**. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed **1.22 CUBIC FEET PER SECOND** or its equivalent in case of rotation.

The point of diversion is located as follows:

NE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 10, T. 18 S., R. 46 E., W.M.; 510 FEET SOUTH and 600 FEET WEST from NE corner SECTION 10.

The amount of water used for irrigation along with the amount secured under any other right existing for the same lands, shall be limited to **ONE-FORTIETH** of one cubic foot per second per acre, or its equivalent and shall be further limited to **3 acre feet** per acre irrigated during any irrigation season.

A description of the place of use to which this right is appurtenant is as follows:


TOWNSHIP	RANGE	SECTION	$\frac{1}{4}$, $\frac{1}{4}$	TAX LOT	ACRES
18	46	3	SWSE	2200	0.3
18	46	3	SESE	2200	25.2
18	46	10	NENE	2200	22.6
18	46	10	NWNE	2200	0.7

Townships are all South, Ranges are all East; location in reference to W.M.

This Certificate describes the new location and type of use of the water right confirmed by Certificate 47743 State Record of Water Right Certificates, modified by the provisions of an order of the Water Resources Director entered on JAN 25 1999 approving a petition by the Owyhee Irrigation District under ORS 541.329.

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 75705.

47743.SLH