

STATE OF OREGON

COUNTY OF MALHEUR

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

M.D. KELLEY  
DELL, OREGON 97918

confirms the right to use the waters of BLACK CREEK, tributary of WILLOW CREEK, for IRRIGATION OF 80.0 ACRES, DOMESTIC AND STOCK.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Malheur County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 3, at Page 258. The date of priority is 1908.

The use of water from Black Creek is limited to 1.0 CUBIC FEET PER SECOND, and shall be diverted only during such season of the year as the waters of Black Creek would not, if uninterrupted by such diversion, reach Willow Creek. The total quantity diverted during each season shall not exceed a total of 240.0 ACRE FEET.

The points of diversion are identified as follows:

Willow Irrigation and Drainage Ditch, Lockett Ditch, and also Turner Ditch by Agreement.

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 the equivalent for each acre irrigated during the irrigation season of each year.

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

Township South	Range East	Section	1/4 1/4	Acres
16	41	12	NENW	25.0
16	41	12	NWNW	10.0
16	41	12	SEnw	25.0
16	41	12	SWNW	20.0
<b>Total:</b>				<b>80.0</b>

This certificate describes that portion of the water right confirmed by Certificate 1586, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on November 4, 2002, and recorded in Special Order Volume 56, Page 2004, approving a petition by the Vale Oregon 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 described and is subject to all other conditions and limitations contained in said decree.

WITNESS the signature of the Water Resources Director, affixed

NOV 05 2002

  
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 for Paul R. Cleary, Director