

STATE OF OREGON
COUNTY OF JEFFERSON
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

WILLIAM R. & CAROLYN R. DURETTE
8831 NE CLEMENS DR
MADRAS, OR 97741

confirms the right to use the waters of SAGEBRUSH CREEK, a tributary of TROUT CREEK, for IRRIGATION OF 43.0 ACRES.

This right was perfected under Permit 36704. The date of priority is JUNE 20, 1972. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1.07 CUBIC FEET PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

SE 1/4 SE 1/4, SECTION 21, TOWNSHIP 9 SOUTH, RANGE 14 EAST, W.M.; 950 FEET NORTH AND 760 FEET WEST FROM THE SE CORNER OF 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 ONE-FORTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 6.0 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:

NE 1/4 SE 1/4 8.8 ACRES
NW 1/4 SE 1/4 34.2 ACRES
SECTION 21
TOWNSHIP 9 SOUTH, RANGE 14 EAST, W.M.

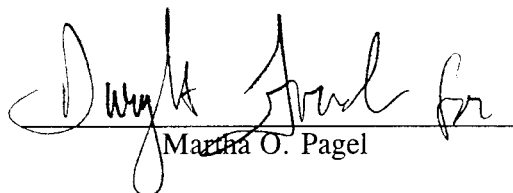
When required by the Department, the water user shall install and maintain a head gate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the head gate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

This certificate is issued to confirm a change in PLACE OF USE approved by an order of the Water Resources Director entered JUNE 18, 1990, and together with Certificate 64424, supersedes Certificate 55583, State Record of Water Right Certificates. The portion of the order approving Transfer No. 6311 allowing for the change in place of use of water from the Deschutes River, supplemented from the Crooked River, was included in Certificates of Water Right Numbers 72279 and 72281.

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. 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 flows.

WITNESS the signature of the Water Resources Director, affixed JANUARY 14, 2000.


Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 76340.