

STATE OF OREGON

COUNTY OF HOOD

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JERRY AND SARAFAE WINHEIM
773 HIGHWAY 30W
THE DALLES, OR 97058

confirms the right to use the water of MIDDLESWART SPRING, a tributary of the COLUMBIA RIVER, for IRRIGATION of 4.6 ACRES.

The right was perfected under PERMIT 30270. The date of priority is FEBRUARY 1, 1965. The amount of water to which such right is entitled for the purposes aforesaid is limited to an amount actually beneficially used for said purposes and shall not exceed 0.08 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located in the NW¼ NE¼ of Section 5, T 2 N, R 12 E, WM.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to a diversion of ONE-SIXTIETH of one cubic foot per second or its equivalent for each acre irrigated and shall further be limited to a diversion of not to exceed 3 acre-feet per acre for each acre irrigated during the irrigation season of each year, and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right, and to which such right is appurtenant, is as follows:


NW¼ NE¼ 2.0 ACRES
NE¼ NW¼ 2.6 ACRES
SECTION 5
TOWNSHIP 2 NORTH, RANGE 12 EAST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 38394, State Record of Water Right Certificates, NOT canceled by the provisions of an order of the Water Resources Director entered FEB 17 2000, canceling a portion of said water right.

The issuance of this superseding certificate does not confirm the status of the water right in regards 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 FEB 17 2000.


for Martha O. Pagel, Director