

STATE OF OREGON
COUNTY OF DESCHUTES
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

TUMALO TOWN DISTRICT IMPROVEMENT COMPANY
19806 2ND STREET
BEND, OREGON 97701

SUPERSEDED BY
CERT. NO. ~~88038~~

confirms the right to use the waters of SEEPAGE FROM TUMALO CREEK, a tributary of THE DESCHUTES RIVER, AND THE DESCHUTES RIVER, a tributary of THE COLUMBIA RIVER, for IRRIGATING 14.0 ACRES AND DOMESTIC USE.

This right was perfected under Permit 13245. The date of priority is AUGUST 25, 1938. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.35 CUBIC FOOT PER SECOND FOR IRRIGATION AND 0.55 CFS FOR DOMESTIC USE, or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

Diversion #1 - NW¼ SE¼, SECTION 6, T. 17 S., R. 12 E., W.M.; 2230 feet North and 1650 feet West from the SE Corner of Section 6.

Diversion #2 - SE¼NE¼, Section 31, T. 16 S., R. 12 E., W.M.; 1860 feet South and 1105 feet West from the NE Corner of Section 31.

Pump Diversion #1 - NW¼ NE¼, SECTION 31, T 16 S, R 12 E, W.M.

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-EIGHTIETH of one cubic foot per second or its equivalent for each acre irrigated from April 1 to May 22, ONE-FORTIETH of one cubic foot per second or its equivalent for each acre irrigated from May 23rd to August 20th of each year, and ONE-EIGHTIETH of one cubic foot per second or its equivalent for each acre irrigated after August 20th of each year and shall be further limited to a diversion of not to exceed 4.0 acre-feet for each acre irrigated during the irrigation season of each year from April 1st to November 1st.

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:

The following parcels are irrigated from Diversion #1:

<u>QTR/OTR</u>	<u>Tax lot</u>	<u>Acres</u>	<u>Owner</u>
NW¼ NE¼	1000 0.696	Millard, Jim	
NW¼ NE¼	1602 0.348	Bend, City of - Tumalo Fire Station	
NW¼ NE¼	1700 0.290	Scott, Steve	
NW¼ NE¼	1800 0.406	Kelley, Patrick	
NW¼ NE¼	1900 0.116	Turney, Leon	
NW¼ NE¼	2000 0.928	Peters, Belle	
NW¼ NE¼	2300 0.219	Hoover, Lorraine	
NW¼ NE¼	2400 0.116	Linville, Agnes	
NW¼ NE¼	2401 0.116	Linville, Wayne	
NW¼ NE¼	2500 0.174	Miller, Darlene	
NW¼ NE¼	2700 0.522	McCallister, Larry	
NW¼ NE¼	3400 0.926	Tumalo Irrigation District	

<u>OTR/OTR</u>	<u>Tax lot</u>	<u>Acres</u>	<u>Owner</u>
NW¼ NE¼	3401 0.290		Davidson, Ernest
NW¼ NE¼	3402 0.406		Clark, Deanna
NW¼ NE¼	3600 0.348		Mathews, Nena
NW¼ NE¼	3601 0.348		Wallace, Jerry
SW¼ NE¼	4000 0.253		Tumalo Church
SW¼ NE¼	4300 0.058		Morgan & Young Timber Co.
SW¼ NE¼	4600 0.348		Perkins, Goldie
SW¼ NE¼	4701 0.754		Tumalo Irrigation District
SW¼ NE¼	4800 0.174		Knox, David
SW¼ NE¼	6200 0.464		Westover, Fred
SW¼ SE¼	4600 0.300		Mitchell, Dale

Section 31

Township 16 South, Range 12 East, W.M.

The following parcels are irrigated from Diversion #2:

SE¼ NE¼	6600 0.500	Kelley, Pat
SE¼ NE¼	6800 0.500	Kelley, Pat

Section 31

Township 16 South, Range 12 East, W.M.

This portion of this certificate is issued to confirm changes place of use approved by an order of the Water Resources Department Director entered APR 03 2000, approving the Tumalo Town District Improvement Company petition for water rights mapping under ORS 541.325 to 541.331 and supersedes certificate of water right numbered 20784.

The following parcels comprising 4.4 acres and included on Certificate 20784, were not affected by the petition but are included for clarity in record keeping. These parcels are served by pump diversion #1.

<u>PARCEL</u>	<u>OWNER</u>
NW¼ NE¼ BLOCK 3, LOTS 2, 3, 5 & 6	VIDA ANDREWS
NW¼ NE¼ BLOCK 4, LOTS 1, 2, 11 & 12	TOM MORGAN
NW¼ NE¼ BLOCK 4, LOTS 3 THROUGH 9	J.A. CHAMBERLAIN
NW¼ NE¼ BLOCK 7, LOTS 1 THROUGH 24	SCHOOL DISTRICT #3
NW¼ NE¼ BLOCK 8, LOTS 1 THROUGH 24	SCHOOL DISTRICT #3

ALL IN THE ORIGINAL TOWN OF LAIDLAW, OREGON

Section 31

Township 16 South, Range 12 East, W.M.

This portion of this certificate describes the portion of the water right confirmed by Certificate 20784, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered _____, approving the Tumalo Town District Improvement Company petition for water rights mapping under ORS 541.325 to 541.333.

The issuance of this portion 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 purposes 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 April 3, 2000.


 Martha O. Pagel, Director

Recorded in State Record of Water Right Certificates numbered 76464.
 HB-3111.bwb