

STATE OF OREGON  
COUNTY OF HOOD RIVER  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MICHAEL G. FAULKENDER  
6890 HESS ROAD  
MT. HOOD, OREGON 97041

confirms the right to use the waters of an UNNAMED SPRING, a tributary of the EAST FORK HOOD RIVER, for DOMESTIC USE FOR ONE HOUSEHOLD AND IRRIGATION OF 13.0 ACRES.

This right was perfected under Permit 43970. The date of priority is FEBRUARY 28, 1979. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.166 CUBIC FOOT PER SECOND (CFS), BEING 0.005 CFS FOR DOMESTIC USE AND 0.161 CFS FOR IRRIGATION, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

SW $\frac{1}{4}$  NW $\frac{1}{4}$ , SECTION 35, T 1 N, R 10 E, W.M.; 440 FEET NORTH AND 760 FEET EAST FROM THE W $\frac{1}{4}$  CORNER, SECTION 35.

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 per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet 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:

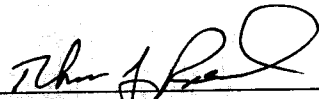
(LOT 7) SW¼ NE¼ 13.0 ACRES (AND DOMESTIC)  
SECTION 34  
TOWNSHIP 1 NORTH, RANGE 10 EAST, W.M.

This certificate describes that portion of the water right confirmed by Permit 43970, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered JUL 23 2001, approving Transfer Application 8578.

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 JUL 23 2001.

  
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Paul Cleary, Director

Recorded in State Record of Water Right Certificates numbered 77013.