

STATE OF OREGON
COUNTY OF HARNEY
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

U.S. MALHEUR NATIONAL FOREST
P.O. BOX 909
JOHN DAY, OREGON 97845

confirms the right to use the waters of ADOBE SPRING, SMITH SPRING AND RIMROCK SPRING tributaries to PINE CREEK for LIVESTOCK.

This right was perfected under Permit 49507. The date of priority is MAY 20, 1985. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.02 CUBIC FOOT PER SECOND (CFS) FROM EACH SOURCE PROVIDED THE TOTAL QUANTITY DIVERTED FROM THE COMBINED SOURCES SHALL NOT EXCEED 0.02 CFS, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

ADOBE SPRING: SE 1/4 NE 1/4, SECTION 30, TOWNSHIP 19 SOUTH,
RANGE 33 EAST, W.M.; 2600 FEET SOUTH AND 900
FEET WEST FROM THE NE CORNER OF SECTION 30;
AND

SMITH SPRING: SE 1/4 SE 1/4, SECTION 30, TOWNSHIP 19 SOUTH,
RANGE 33 EAST, W.M.; 400 FEET NORTH AND 500
FEET WEST FROM THE SE CORNER OF SECTION 30;
AND

RIMROCK SPRING: NW 1/4 NW 1/4, SECTION 32, TOWNSHIP 19 SOUTH,
RANGE 33 EAST, W.M.; 1300 FEET SOUTH AND 400
FEET EAST FROM THE NW CORNER OF SECTION 32.

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:

SE 1/4 NE 1/4 ADOBE SPRING
SECTION 30
TOWNSHIP 19 SOUTH, RANGE 33 EAST, W.M.

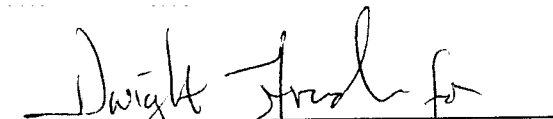
SE 1/4 SE 1/4 SMITH SPRING
SECTION 30
TOWNSHIP 19 SOUTH, RANGE 33 EAST, W.M.

NW 1/4 NW 1/4 RIMROCK SPRING
SECTION 32
TOWNSHIP 19 SOUTH, RANGE 33 EAST, W.M.

Certificate number 77148.

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 August 29, 2001.


Paul R. Cleary

Recorded in State Record of Water Right Certificate Number 77148.

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