

STATE OF OREGON

COUNTY OF GRANT

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

BILL AND JEAN McNEIL
4210 EAST 12TH
OAKLAND, CA 94601

confirms the right to use the waters of JOHN DAY RIVER, a tributary of COLUMBIA RIVER, for IRRIGATION OF 9.8 ACRES.

This right was perfected under Permit 48178. The date of priority is SEPTEMBER 30, 1983. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.25 CUBIC FOOT PER SECOND, IF AVAILABLE AT THE ORIGINAL POINT OF DIVERSION or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

ADDITIONAL POINT OF DIVERSION - NE 1/4 NE 1/4, SECTION 25, TOWNSHIP 13 SOUTH, RANGE 31 EAST, W.M.; 380 FEET SOUTH AND 520 FEET WEST FROM THE NE CORNER OF SECTION 25; AND

ORIGINAL POINT OF DIVERSION - NE 1/4 NW 1/4, SECTION 30, TOWNSHIP 13 SOUTH, RANGE 32 EAST, W.M.; 180 FEET SOUTH AND 2100 FEET EAST FROM THE NW CORNER OF SECTION 30.

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 5.0 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:

SW 1/4 SE 1/4 4.6 ACRES
SECTION 24

NE 1/4 NE 1/4 2.4 ACRES
SECTION 25
TOWNSHIP 13 SOUTH, RANGE 31 EAST, W.M.

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within the 60 days of the date of service.

T-6464B.SB

Certificate Number 80045

SW 1/4 SW 1/4 2.8 ACRES
SECTION 19
TOWNSHIP 13 SOUTH, RANGE 32 EAST, W.M.

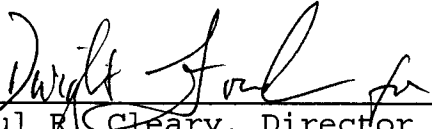
When required by the Department, the water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to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

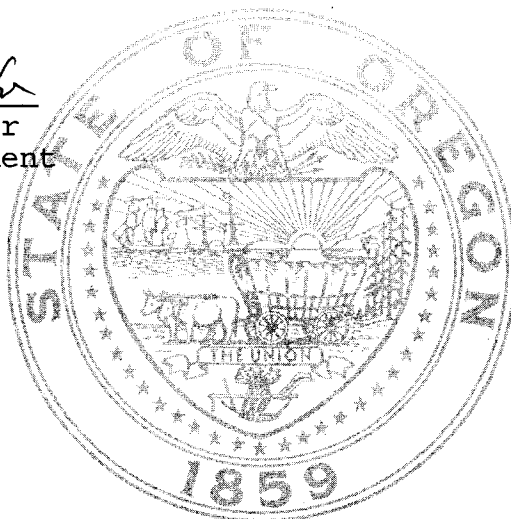
This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered SEPTEMBER 18, 1992, supersedes Certificate 67941, State Record of Water Right Certificates.

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.

Issued April 25, 2003


Paul R. Cleary, Director
Water Resources Department



Recorded in State Record of Water Right Certificates Number 80045.

T-6564B.SB