

STATE OF OREGON

COUNTY OF YAMHILL

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

GEORGE STASNY  
9870 SW BAYOU DRIVE  
McMINNVILLE, OREGON 97128

confirms the right to use the waters of DEER CREEK, a tributary of the YAMHILL RIVER, for IRRIGATION of 1.0 ACRE.

This right was perfected under Permit 45983. The date of priority is MAY 1, 1981. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.01 CUBIC FOOT PER SECOND (IF AVAILABLE AT THE ORIGINAL POINT OF DIVERSION DESCRIBED AS BEING WITHIN THE NE 1/4 SE 1/4, AS PROJECTED WITHIN DLC 53, SECTION 30, TOWNSHIP 5 SOUTH, RANGE 5 WEST, W.M.; 1500 FEET NORTH AND 550 FEET WEST FROM THE SE CORNER, SECTION 30), or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NE 1/4 SW 1/4, AS PROJECTED WITHIN C. PAYNE DLC 53, SECTION 29, TOWNSHIP 5 SOUTH, RANGE 5 WEST, W.M.; 1410 FEET NORTH AND 2100 FEET WEST FROM THE SE CORNER OF DLC 53.

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 24 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.

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.

A description of the place of use to which this right is appurtenant is as follows:

SW 1/4 NE 1/4	0.4 ACRE
NE 1/4 SW 1/4	0.1 ACRE
NW 1/4 SE 1/4	0.5 ACRE

ALL AS PROJECTED WITHIN C. PAYNE DLC 53  
TOWNSHIP 5 SOUTH, RANGE 5 WEST, 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.

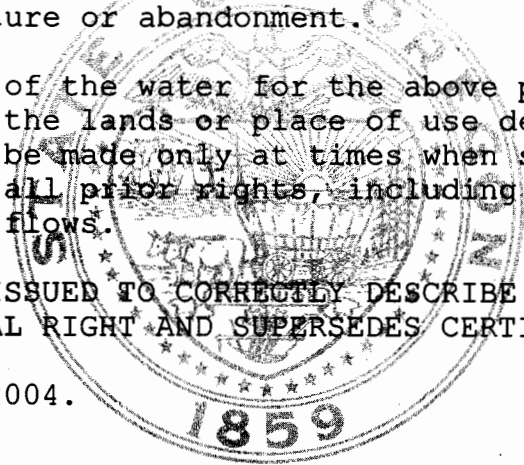
This certificate is issued to confirm a change in POINT OF DIVERSION AND PLACE OF USE approved by an order of the Water Resources Director entered OCTOBER 4, 1999, and together with Certificate 76306, supersedes Certificate 62084, State Record of Water Right Certificates.

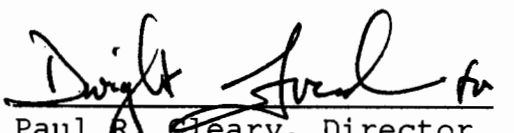
The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

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.

THIS CERTIFICATE IS ISSUED TO CORRECTLY DESCRIBE THE CERTIFICATE NUMBER OF THE ORIGINAL RIGHT AND SUPERSEDES CERTIFICATE 80542.

Issued February 19, 2004.



  
Paul R. Cleary, Director  
Water Resources Department

Recorded in State Record of Water Right Certificates Number 80584.