

STATE OF OREGON
COUNTY OF UMATILLA
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JACK FITTERER
 4118 SW LAKE DRIVE
 PENDLETON, OREGON 97801

confirms the right to use the waters of a WELL, a tributary of MCKAY CREEK, for SUPPLEMENTAL IRRIGATION OF 1.30 ACRES.

This right was perfected under Permit G-4588. The date of priority is MAY 12, 1969 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.

The point of appropriation is located as follows:

TWP	RNG	MER	SEC	QTR-QTR	LOCATION
2 N	32 E	W.M.	34	NW NE	680 FEET SOUTH AND 490 FEET EAST FROM THE N 1/4 CORNER OF SECTION 34

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall further be limited to a diversion not to exceed 3.0 ACRE FEET PER ACRE for each acre irrigated during the irrigation season of each year.

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

SUPPLEMENTAL IRRIGATION					
TWP	RNG	MER	SEC	QTR-QTR	ACRES
2 N	32 E	W.M.	34	NW NE	1.30

The right to the use of the water for any purpose is restricted to the lands or place of use herein described.

This certificate describes the diminution of the right evidenced by Certificate 40929 from irrigation to supplemental irrigation in accordance with the provisions of an order of the Water Resources Director entered August 23, 2005, and recorded in Special Order Volume 65, Page 85, approving Transfer Application 9645. This certificate supersedes Certificate 40929.

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.

Issued: August 23, 2005

For Debbie Colbert
Phillip C. Ward, Director
Water Resources Department