

STATE OF OREGON

COUNTY OF CROOK

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ORVILLE YANCEY

PRINEVILLE OR 97754

confirms the right to use the waters of DRY CREEK, a tributary of the CROOKED RIVER, for IRRIGATION OF 153.31 ACRES.

This right was perfected under Permit S-21149. The date of priority is MARCH 3, 1952. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 3.83 CUBIC FEET PER SECOND, or its equivalent in case of rotation, measured at the point of diversion.

The points of diversion are located within:

TwP	Rng	Mer	Sec	Q-Q
16 S	16 E	WM	1	SW SE
16 S	16 E	WM	12	NE NW
16 S	16 E	WM	12	SW NW
16 S	16 E	WM	12	NW SW
16 S	17 E	WM	6	NE NW
16 S	17 E	WM	6	NE SW
16 S	17 E	WM	6	NW SW
16 S	17 E	WM	6	SW SW

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-FORTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 4.0 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:

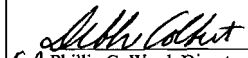
Twp	Rng	Mer	Sec	Q-Q	Acres
16 S	16 E	WM	1	SE SW	2.00
16 S	16 E	WM	1	NE SE	1.40
16 S	16 E	WM	1	SW SE	10.80
16 S	16 E	WM	1	SE SE	17.00
16 S	16 E	WM	12	NE NE	3.60
16 S	16 E	WM	12	NW NE	32.40
16 S	16 E	WM	12	SW NE	6.00
16 S	16 E	WM	12	NE NW	7.85
16 S	16 E	WM	12	SW NW	8.28
16 S	16 E	WM	12	SE NW	10.08
16 S	16 E	WM	12	NW SW	13.00
16 S	16 E	WM	12	SW SW	4.70
16 S	16 E	WM	13	NW NW	13.60
16 S	17 E	WM	6	SE NW	1.20
16 S	17 E	WM	6	NE SW	10.10
16 S	17 E	WM	6	NW SW	2.80
16 S	17 E	WM	6	SW SW	8.20
16 S	17 E	WM	6	SE SW	0.30

This certificate describes that portion of the water right confirmed by Certificate 76029, State Record of Water Right Certificates, NOT canceled by the provisions of an order of the Water Resources Director entered September 13, 2005 and recorded in Special Order Volume 67, Page 133, canceling a portion of the water right. This certificate supersedes Certificate 76029.

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 September 13, 2005


for Phillip C. Ward, Director

