

STATE OF OREGON

COUNTY OF CROOK

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

HERMAN H. SCHMITT
PRINEVILLE, OR 97754

confirms the right to use the waters of SPRINGS AND SEEPAGE WATERS, a tributary of the CROOKED RIVER, for IRRIGATION OF 24.5 ACRES.

This right was perfected under Permit 14692. The date of priority is NOVEMBER 26, 1940. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.31 CUBIC FOOT PER SECOND, or the equivalent in case of rotation, measured at the point of diversion.

The points of diversion are located as follows:

SPRINGS				
TWP	RNG	MER	SEC	1/4-1/4
14 S	15 E	WM.	24	SE NE
14 S	16 E	WM.	19	SW NW

The springs, as indicated upon the application map, have been developed by excavating an open drain in which the water is collected and in which it flows to a point where it crosses into the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 24, T 14 S, R 15 E, where the water is divided for distribution to the irrigated lands, part being carried in a ditch extending in a westerly direction and part following the general line as shown upon the application map.

The amount of water used for irrigation, together with the amount secured under any other water right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or the equivalent for each acre irrigated and shall further be limited to a diversion 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:

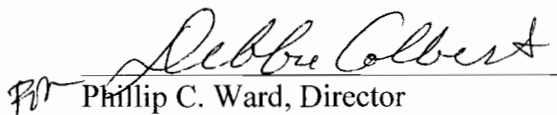
IRRIGATION					
TWP	RNG	MER	SEC	1/4-1/4	ACRES
14 S	15 E	WM.	24	NE SE	4.8
14 S	15 E	WM.	24	NW SE	3.2
14 S	15 E	WM.	24	SW SE	6.5
14 S	15 E	WM.	25	NW NE	8.0
14 S	15 E	WM.	25	SW NE	2.0
TOTAL:					24.5

This certificate describes that portion of the water right confirmed by Certificate 14327, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on July 27, 2006, and recorded in Special Order Volume 69, Page 170, approving a petition by Ochoco Irrigation District under ORS 541.329 for mapping water rights within a district. This certificate, together with certificate 82255, supersedes water right certificate 14327 in the name of Herman H. Schmitt.

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.

Issued: October 27, 2006


Phillip C. Ward, Director

Mailing Date: NOV 01 2006