

STATE OF OREGON

COUNTY OF CROOK

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MERRILL L. NASH
251 S. LAKE AVE SUITE 606
PASADENA, CA 91101

confirms the right to use the waters of CROOKED RIVER, tributary to DESCHUTES RIVER, for IRRIGATION of 39.3 ACRES.

This right was perfected under Permit E-39. The date of priority is FEBRUARY 28, 1909. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.50 CUBIC FOOT PER SECOND (cfs), if available at the original point of diversion, SE NE, Section 36, T15S, R15E, WM; SOUTH 9 DEGREES 20 FEET WEST, 28.55 CHAINS FROM THE NE CORNER OF SECTION 36, or its equivalent in case of rotation, measured at the point of diversion from the source. The quantity of water diverted at the new point of diversion shall not exceed the quantity of water available at the original point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Survey Coordinates
15 S	16 E	WM	30	SW SW	4	POD A - 60 FEET NORTH AND 600 FEET EAST FROM SE CORNER, 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 a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent 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:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
15 S	15 E	WM	25	SW SE			2.00
15 S	15 E	WM	25	SE SE			37.30

When required by the Department, the water user shall install and maintain headgates, in-line flow meters, weirs, or other suitable devices for measuring and recording the quantity of water diverted. the type and plans of the headgates and measuring devices must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

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 describes that portion of the water right confirmed by Certificate 83441, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered MAR 07 2008, approving Transfer Application T-9172.

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.

WITNESS the signature of the Water Resources Director, affixed MAR 07 2008.



P Phillip C. Ward, Director