

STATE OF OREGON  
COUNTY OF POLK  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MARVIN DERA EVE  
8701 PACIFIC HWY W  
RICKREALL, OR 97371

confirms the right to use the waters of AN UNAMED STREAM AND A RESERVOIR,  
CONSTRUCTED UNDER PERMIT R-10482 AND ENLARGED UNDER PERMIT R-11459, a  
TRIBUTARY of ASH SWALE, for FISH CULTURE.

This right was perfected under Permit 51470. The date of priority is MAY 10, 1991. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 19.0 ACRE FEET STORED WATER FOR FISH CULTURE AND 0.30 CUBIC FOOT PER SECOND OF WATER FOR MAINTENANCE FOR FISH CULTURE FROM THE PERIOD OF NOVEMBER 1 THROUGH APRIL 30 OF EACH YEAR, measured at the point of diversion.

The points of diversion (POD) are located as follows:

POD	TWP	RNG	MER	SEC	Q - Q	DLC	MEASURED DISTANCES
DIVERSION	6 S	4 W	WM	7	SE SW	46	3720 FEET SOUTH AND 2056 FEET WEST FROM NE CORNER OF DLC 46
PUMP	6 S	4 W	WM	7	NE SE	46	2630 FEET SOUTH AND 453 FEET WEST FROM NE CORNER OF DLC 46 IN SECTION 7

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

FISH CULTURE						
TWP	RNG	MER	SEC	Q - Q	DLC	
6 S	4 W	WM	7	SE SW	46	
6 S	4 W	WM	18	NE NW	46	
6 S	4 W	WM	18	NW NW	46	

Failure to comply with any of the provisions of this right may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the right.

This right is for the beneficial use of water without waste. The water user is advised that new regulations may require use of best practical technologies or conservation practices to achieve this end.

The right to the use of water for the above purpose is restricted to beneficial use on the lands or place of use described.

The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

This certificate describes that portion of the water right confirmed by Certificate 85349, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered August 11, 2010, and recorded in Special Order Volume 81, pages 663-664, canceling a portion of the Certificate 85349. This certificate supersedes Certificate 85349.

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 August 11 2010.

E. Timothy Wall for  
Phillip C. Ward, Director