

STATE OF OREGON

COUNTY OF POLK

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MARVIN JOHN DERA EVE
 PATRICIA ANN DERA EVE
 RT 1 BOX 303
 AMITY, OR 97101

confirms the right to store water perfected under the terms of Permit R-6487. The amount of water used to which this right is entitle is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point of diversion form the source. The specific limits and conditions of the use are listed below.

APPLICATION NUMBER: R-54226
 SOURCE: ASH SWALE, A TRIBUTARY OF SALT CREEK
 STORAGE FACILITY: DERA EVE RESERVOIR
 PURPOSE OF USE: TO BE APPROPRIATED UNDER PERMIT S-40684 FOR IRRIGATION OF 487.49 ACRES
 MAXIMUM STORAGE VOLUME: 322.2 ACRE FEET
 DATE OF PRIORITY: MAY 6, 1976

The dam and point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
6 S	4 W	WM	7	NE SE	46	1590 FEET SOUTH AND 450 FEET WEST FROM THE NE CORNER OF DLC 46

The area submerged by this reservoir is as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC
6 S	4 W	WM	7	NE SE	46
6 S	4 W	WM	7	NW SE	46
6 S	4 W	WM	7	SW SE	46
6 S	4 W	WM	7	SE SE	46
6 S	4 W	WM	18	NW NE	46
6 S	4 W	WM	18	SW NE	
6 S	4 W	WM	18	NE NW	46
6 S	4 W	WM	18	SE NW	54

CONDITIONS OF USE:

1. The right to store and use the water for the above purpose is restricted to beneficial use at the place of use described.
2. 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.
3. The dam is to be operated and maintained in accordance to the approved plans and specifications.

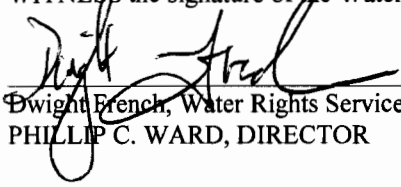
This certificate describes that portion of the water right confirmed by Certificate 83204, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered APR 05 2011, approving Transfer Application T-10977 and also corrects a scrivener's error in Certificate 83204 which incorrectly identified the stream to which Ash Swale is tributary.

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.

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within 60 days of the date of service.

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.

WITNESS the signature of the Water Resources Director, affixed APR 05 2011.


Dwight French, Water Rights Services Administrator, for
PHILLIP C. WARD, DIRECTOR