

STATE OF OREGON

COUNTY OF GRANT

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CHOUINARD FAMILY TRUST  
ROBERT G. CHOUINARD TRUSTEE  
45944 HWY 26  
DAYVILLE OR 97825

confirms the right to use the waters of JOHN DAY RIVER for IRRIGATION of 33.7 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Grant County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 15, at Page 461. The date of priority is JUNE 1893. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.84 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the points of diversion.

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
13 S	27 E	WM	3	SE SE	SOUTHSIDE DITCH - 850 FEET NORTH & 800 FEET WEST FROM SE CORNER, SECTION 3
13 S	27 E	WM	4	SE SW	PUMP STATION - 860 FEET NORTH & 2340 FEET EAST FROM SW CORNER, SECTION 4

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 PER ACRE IRRIGATED FROM APRIL 1 TO SEPTEMBER 30; FURTHER LIMITED TO ONE ACRE-FOOT PER ACRE PER CALENDAR MONTH TO JULY 1 AND 3/4 ACRE-FOOT PER ACRE THEREAFTER; TOTAL of FIVE ACRE-FEET PER ACRE PER SEASON.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
13 S	27 E	WM	4	NW SW	3.0
13 S	27 E	WM	4	SW SW	8.5
13 S	27 E	WM	4	SE SW	19.9
13 S	27 E	WM	9	NE NW	2.3

The quantity of water diverted at the new point of diversion, together with that diverted at the original of diversion, shall not exceed the quantity of water lawfully available at the original point of diversion.

The water user shall maintain and operate fish screening or fish by-pass device.

**NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW**

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

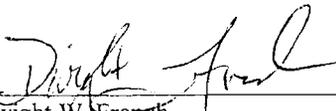
Water shall be acquired from the same surface water source as the original point of diversion.

When required by the Department, the water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

This certificate is issued to confirm additional points of diversion approved by an order of the Water Resources Director entered February 28, 2002, at Special Order Volume 56, Page 74, approving Transfer Application 7507, and together with Certificate 87509, supersedes Certificate 25566, State record of Water Right Certificates.

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 and is subject to all other conditions and limitations contained in said decree.

Issued APR 10 2012

  
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Dwight W. French  
Water Right Services Administrator, for  
Phillip C. Ward, Director