

STATE OF OREGON

COUNTY OF GRANT

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

KIM LEMONS; INGLE BUTTE RANCHES  
PO BOX 28  
MT VERNON OR 97865

confirms the right to use the waters of JOHN DAY RIVER, tributary to COLUMBIA RIVER for IRRIGATION of 23.0 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 1888. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 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 five acre-feet per acre per season measured at the point of diversion

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
13 S	30 E	WM	28	SE NW	Lemons-Ingle Ditch POD (original) – 260 feet North and 1680 feet East from the W1/4, Section 28.
13 S	30 E	WM	29	SE NE	Pump Station POD (additional) – 110 feet North and 1250 feet West from the E1/4, Section 29

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
13 S	30 E	WM	29	NW NE	9.00
13 S	30 E	WM	29	SW NE	14.00

The quantity of water diverted at the additional point of diversion, together with the quantity of diverted at the old point of diversion, shall not exceed the quantity of water available from the original point of diversion.

The water user shall maintain, in good working order, an in-line flow meter, weir or other suitable device for measuring and recording the quantity of water diverted at the additional point of diversion.

The water user shall maintain and operate the fish screening and/or by-pass device, as appropriate, at the additional point of diversion, consistent with the Oregon Department of Fish and Wildlife’s operational and maintenance standards.

When required by the Department, the water user shall install and maintain and operate a headgate to control and regulate the quantity of water diverted. The types 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.

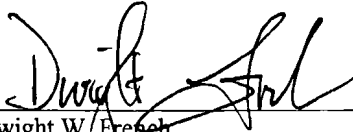
**NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW**

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.

This certificate is issued to confirm a change in ADDITIONAL POINT OF DIVERSION approved by an order of the Water Resources Director entered November 17, 2008, at Special Order Volume 76, Page 719, approving Transfer Application 10404, and supersedes Certificate 31684, 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 OCT 02 2012



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