

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

NORMA APPLE
47363 SLAUGHTERHOUSE RD
HALFWAY OR 97834

confirms the right to use the waters of a PRONG OF CLEAR CREEK for IRRIGATION of 8.0 ACRES and DOMESTIC AND STOCK USE on Tract No. 2.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Baker County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 11, at Page 235. The date of priority is 1882. 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 once cubic foot per second per acre, or its equivalent in case of rotation, measured at the point of diversion and a total limitation of one acre-foot per acre during July, one acre-foot per acre during August and one-half acre-foot per acre during September of each year.

The point of diversion is located as follows:

| Twp | Rng | Mer | Sec | Q-Q | MEASURED DISTANCES |
|-----|------|-----|-----|-------|--|
| 7 S | 46 E | WM | 31 | SE SW | IRWIN AND NEET DITCH: 1994 FEET SOUTH AND 131 FEET WEST FROM THE NW CORNER OF SECTION 32 |

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

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


| TRACT 2 | | | | | |
|---------|------|-----|-----|-------|-------|
| Twp | Rng | Mer | Sec | Q-Q | Acres |
| 7 S | 46 E | WM | 32 | SE SW | 8.0 |

By March 1, 2013, the water user shall install an approved fish screen at the point of diversion. The water user shall provide to OWRD a written statement from Oregon Department of Fish and Wildlife (ODFW) that the installed screen meets the state's criteria, or that ODFW has determined a screen is not necessary. The water user shall maintain and operate the fish screen at the point of diversion consistent with ODFW's operational and maintenance standards. If ODFW determines the screen is not functioning properly, and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that the fish screen is functioning properly.

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may petition for judicial review or 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 an HISTORIC CHANGE IN POINT OF DIVERSION approved by an order of the Water Resources Director entered FEB 20 2013, approving Transfer Application T- 11370, and supersedes Certificate 10349, State Record of Water Right Certificates.

WITNESS the signature of the Water Resources Director, affixed FEBRUARY 20 2013



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