

STATE OF OREGON
COUNTY OF MALHEUR
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

KEITH AND MARSHA SPIERS
1770 HIGHWAY 201
ADRIAN OR 97901

confirms the right to use the waters of SNAKE RIVER, tributary to COLUMBIA RIVER for IRRIGATION of 2.4 ACRES.

This right was perfected under Permit S-34641. The date of priority is SEPTEMBER 5, 1969. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.06 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
22 S	46 E	WM	3	NE NW	4	820 FEET SOUTH AND 1600 FEET EAST FROM NW CORNER, SECTION 3

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, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 4.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
22 S	46 E	WM	3	NW NW	4	2.4

The quantity of water diverted at the new point(s) of diversion, together with that diverted at the old point of diversion, shall not exceed the quantity of water available from the original point of diversion described as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Measured Distances
21 S	46 E	WM	27	SE SW	4		1210 FEET SOUTH AND 960 FEET EAST FROM THE NW CORNER OF LOT 4, (SE SW OF SECTION 27)

The water user shall maintain and operate the existing measurement device and shall make such improvements as may be required by 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.

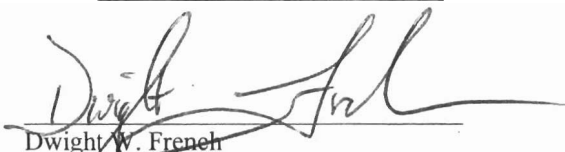
The water users shall maintain the existing headgate and shall make such improvements as may be required by the Department.

The water user shall maintain a fish screen or fish by-pass device, as appropriate, at the point of diversion consistent with ODFW's operational and maintenance standards.

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.

This certificate is issued to confirm a change in POINT OF DIVERSION AND PLACE OF USE approved by an order of the Water Resources Director entered DECEMBER 24, 2009, at Special Order Volume 79, Page 1254, approving Transfer Application 10847, and together with Certificate 85994, supersedes Certificate 42515, State record of Water Right Certificates.

Issued AUG 09 2013



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