

STATE OF OREGON

COUNTY OF WHEELER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROTHSCHILD MUTUAL TRUST  
 DANIEL TANNER TRUSTEE  
 36366 VALLEY RD  
 PLEASANT HILL OR 97455

confirms the right to use the waters of JOHN DAY RIVER, tributary to COLUMBIA RIVER for IRRIGATION of 1.1 ACRES.

This right was perfected under permit S-26002. The date of priority is JANUARY 19, 1959. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.03 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	Measured Distances
9 S	25 E	WM	6	NE SW	1676 FEET NORTH AND 2315 FEET EAST FROM SW CORNER, SECTION 6

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 5 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	Acres
9 S	25 E	WM	6	NE SW	1.1

The quantity of water diverted at the new point of diversion shall not exceed the quantity of water available from the original point of diversion located as follows.

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
9 S	25 E	WM	6	NE SE	1500 FEET NORTH AND 2350 FEET EAST FROM SW CORNER, SECTION 6

**NOTICE OF RIGHT TO 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 Director may require the water user to install a totalizing flow meter or other suitable measuring device at the point of diversion as approved by the Director. If the Director notifies the water user to install a totalizing flow meter or other measuring device, the water user shall install such device within the period stated in the notice. Such installation period shall not be less than 90 days unless special circumstances warrant a shorter installation period. Once installed, the water user shall maintain the meter or measuring device in good working order and shall allow the watermaster access to the meter or measuring device.

When required by the Department, the water user shall install, 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.

The water user shall maintain and operate fish screening as required by the Oregon Department of Fish and Wildlife to prevent fish from entering the diversion.

This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered JANUARY 26, 2010, at Special Order Volume 80, Page 137, approving Transfer Application 10855, and together with Certificate 86052, supersedes Certificate 83991, 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.

Issued           JUL 08 2013          

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