

STATE OF OREGON

COUNTY OF GRANT

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

INGLE BUTTE RANCHES
 KIM LEMONS
 PO BOX 28
 MOUNT VERNON OR 97865

confirms the right to use the waters of JOHN DAY RIVER, tributary to COLUMBIA RIVER, for the purpose of irrigation of 0.4 acres.

This right was perfected under Permit S-28815. The date of priority is APRIL 25, 1963. The amount of water to which such right is entitled and hereby confirmed, for the purposes of the aforesaid, is limited to an amount actually used beneficially for said purposes, and shall not exceed 0.01 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
13 S	30 E	WM	29	SE NE	110 FEET NORTH AND 1250 FEET WEST FROM E1/4 CORNER, SECTION 29

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-FORTIETH of one cubic foot per second per acre, 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, provided further that the right to the use of water is limited to the period when the flow of the John Day River is more than 30 cfs at the USGS Gage 14-0465 and more than 20 cfs at USGS Gage 14-0480 and 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
13 S	30 E	WM	29	SE NE	0.4

The right to the use of the water is restricted to beneficial use at the place of use described.

The quantity of water diverted at the new point of diversion, on the John Day River, shall not exceed the quantity of water available from the original point of diversion, on Beech Creek, described as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
13 S	30 E	WM	28	SE NW	1620 FEET SOUTH AND 2330 FEET EAST FROM THE NW CORNER OF SECTION 28

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 use measurement conditions:

- A. The water user shall maintain the meters or other suitable measuring devices, at the point of diversion and in the main channel of Beech Creek below the original point of diversion described above, in good working order.
- B. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.

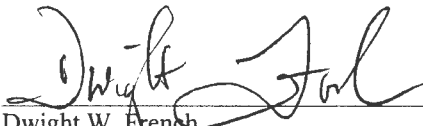
The water user shall maintain and operate fish screening as required by the Oregon Department of Fish and Wildlife to prevent fish from entering the diversion.

Notwithstanding that Oregon Department of Fish and Wildlife has made a determination that by-pass devices are not necessary at this time, the water user may be required in the future to install, maintain, and operate by-pass devices to provide adequate upstream and downstream passage for fish.

The right to the use of the water for the purpose aforesaid is restricted to the lands or place of use described and is subject to existing minimum flow policies established by the Water Policy Review Board.

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 June 1, 2012, at Special Order Volume 87, Page 631, approving Transfer Application 11273, and together with Certificate 87596, supersedes Certificate 50672, State Record of Water Right Certificates.

Issued **JAN 05 2015**



Dwight W. French
Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water resources Department