

STATE OF OREGON

COUNTY OF GRANT

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

WILLIAM McNEIL
ALLAN MULLIN
61356 HWY 26
JOHN DAY OR 97845

confirms the right to use the waters of JOHN DAY RIVER, A TRIBUTARY OF COLUMBIA RIVER, FOR IRRIGATION OF 4.6 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 1880.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1/40 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 5.0 ACRE-FEET PER ACRE FOR SEASON, MEASURED AT THE POINT OF DIVERSION (IF AVAILABLE AT THE ORIGINAL POINTS OF DIVERSION BELOW THE MOUTH OF PINE CREEK).

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
13 S	32 E	WM	20	SE SW	POD (ADDITIONAL) - 330 FEET NORTH AND 25 FEET WEST FROM S1/4 CORNER, SECTION 20
13 S	32 E	WM	21	SW SW	NORTHSIDE OLIVER DITCH (ORIGINAL) - 950 FEET NORTH AND 500 FEET EAST FROM SW CORNER, SECTION 21

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
13 S	32 E	WM	20	SW SW	1.0
13 S	32 E	WM	20	SE SW	3.6

The water user shall maintain a record of, and upon request of the Watermaster, report the quantity diverted.

The quantity of water diverted at the new point of diversion, together with that diverted at the old point of diversion, shall not exceed the quantity of water lawfully available at the original point of diversion.

When required by the Department, the water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type 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.

When required by the Department, the water user shall operate the headgate and measuring device, as needed. The water user shall report total flow figures when requested by the Watermaster. The Watermaster may monitor the accuracy of the measuring device, as needed.

Water shall be acquired from the same surface water source as the original point of diversion.

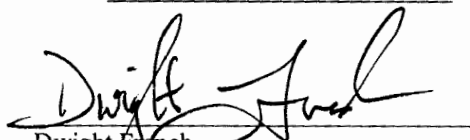
The water user shall maintain a fish screen and/or fish by-pass device.

The right to use 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 the decree.

This certificate is issued to confirm an ADDITIONAL POINT OF DIVERSION, CORRECTING A SCRIVENER'S ERROR, AND PARTIAL CANCELLATION approved by an order of the Water Resources Director entered August 11, 2004, at Special Order Volume 61, Page 223, approving Transfer Application 9564, supercedes Certificate 80048, State record of Water Right Certificates.

SEP 23 2016

Issued _____.



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