

STATE OF OREGON

COUNTY OF WHEELER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MARY MAURER REVOCABLE LIVING TRUST
ELIZABETH PILLING, TRUSTEE
P.O. BOX 10
ANTELOPE OR 97001

confirms the right to use the waters of the JOHN DAY RIVER, tributary to the COLUMBIA RIVER, for IRRIGATION OF 47.4 ACRES.

This right was perfected under Permit S-22498. The date of priority is JUNE 2, 1953. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.8 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
7 S	19 E	WM	29	NE SW	60 FEET SOUTH AND 620 FEET WEST FROM THE C ¹ / ₄ CORNER OF 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 5.0 acre-feet per acre for each acre irrigated during the irrigation season of each year, and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
7 S	19 E	WM	29	NW NE	5.2
7 S	19 E	WM	29	SW NE	32.2
7 S	19 E	WM	29	NE NW	0.1
7 S	19 E	WM	29	SE NW	9.4
7 S	19 E	WM	29	NE SW	0.5
Total					47.4

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.

Water use measurement conditions:

- a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each new point of diversion.
- b. The water user shall maintain the meter or measuring device in good working order.
- c. The water user shall allow the Watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the Watermaster shall request access upon reasonable notice.

Prior to diverting water, the water user shall install an approved fish screen at the new point of diversion and shall provide to the 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 operate and maintain the fish screen at the new 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 certificate is issued to correct scrivener's errors in the location description of the historic point of diversion and correct the language regarding the water measurement device and fish screen, in a Certificate recorded at page 91891, State Record of Water Right Certificates, which confirmed an HISTORIC CHANGE IN POINT OF DIVERSION approved by an order of the Water Resources Director entered September 15, 2016, approving Transfer Application T-12163. This certificate supersedes Certificate 91891.

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.

WITNESS the signature of the Water Resources Director, affixed October 21, 2016.



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