

STATE OF OREGON
COUNTY OF MALHEUR
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MARK DEE HARTLEY
SAMUEL E. HARTLEY
PO BOX 2551
NYSSA OR 97913

confirms the right to use the waters of the OWYHEE RIVER, a tributary of the SNAKE RIVER, for SUPPLEMENTAL IRRIGATION OF 162.7 ACRES.

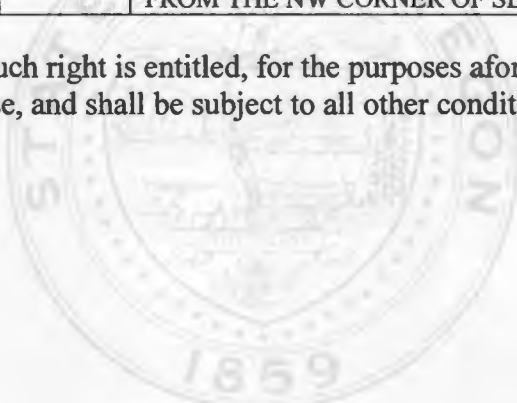
This right was confirmed by decree of the Circuit Court of the State of Oregon for Malheur County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 9, at page 1. The date of priority is 1894.

The use shall not exceed 1.0 acre foot per acre during any calendar month prior to June 1st and ¾ acre foot per acre during any calendar month after June 1st of each year; and a total not to exceed 3.0 acre feet per acre during the irrigation season from April 1st to October 15th.

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
21 S	46 E	WM	7	SW SE	160 FEET NORTH AND 2250 FEET WEST FROM THE SE CORNER OF SECTION 7
21 S	46 E	WM	18	SW NW	1950 FEET SOUTH AND 640 FEET EAST FROM THE NW CORNER OF SECTION 18

The amount of water to which such right is entitled, for the purposes aforesaid, is limited to an amount actually needed for beneficial use, and shall be subject to all other conditions and limitations contained in said decree.



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.

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

SUPPLEMENTAL IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	Tax Lot	Acres
21 S	46 E	WM	7	SW SW		1800	29.6
21 S	46 E	WM	7	SE SW		1800	34.7
21 S	46 E	WM	7	SW SE		1800	12.2
21 S	46 E	WM	18	NE NW		1800	36.3
21 S	46 E	WM	18	NW NW	1	1800	36.3
21 S	46 E	WM	18	SW NW	2	1800	13.3
21 S	46 E	WM	18	SE NW		1800	0.3
Total							162.7

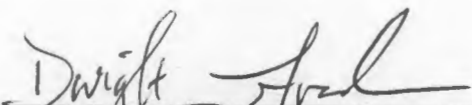
Prior to October 1, 2019, the water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

Prior to October 1, 2019, the water user shall install and maintain a fish screen or fish by-pass device, as appropriate, at the new point of diversion. The type and plans of the screen or by-pass device must be approved by the Oregon Department of Fish and Wildlife prior to beginning of construction, and shall be installed under the supervision of the Department of Fish and Wildlife.

This certificate is issued to correctly describe the place of use and confirm an HISTORIC CHANGE IN POINT OF DIVERSION approved by an order of the Water Resources Director entered APR 06 2017, approving Transfer Application T- 11798, and supersedes Certificate 92975, State Record of Water Right Certificates.

The right to use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights.

WITNESS the signature of the Water Resources Director, affixed APR 06 2017.



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