

STATE OF OREGON
COUNTY OF MALHEUR
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

FRANK BETTENCOURT
JEANNINE BETTENCOURT
BOX 21
RIVERSIDE OR 97917

confirms the right to use the waters of MALHEUR RIVER for IRRIGATION of 58.0 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 8, at Page 228. The date of priority is 1896.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
23 S	37 E	WM	21	NE SW	740 FEET SOUTH AND 1420 FEET EAST FROM W1/4 CORNER, SECTION 21

The amount of water to which such right is entitled, for purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 1.5 acre-feet per acre in any 30-day period prior to June 1, 1.0 acre-foot per acre in any 30-day period after June 1 of each year or 3.0 acre-feet per acre during any season, diverted at a rate not to exceed ONE TWENTIETH of a cubic foot per second per acre.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
23 S	37 E	WM	21	NE SW	11.8
23 S	37 E	WM	21	NW SW	3.8
23 S	37 E	WM	21	SW SW	11.8
23 S	37 E	WM	21	SE SW	30.6

The quantity of water diverted at the new point of diversion shall not exceed the quantity of water available at the old point of diversion described as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
33 S	37 E	WM	21	NW SW	FAIRMEN DITCH - NORTH 4 DEGREES 30 MINUTES EAST, 2200 FEET FROM SW CORNER, SECTION 21

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.

The following provisions shall be effective when in the judgement of the Watermaster it becomes necessary to install headgates and measuring devices:

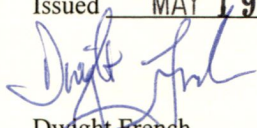
That the diversion works shall include an in line flow meter, a weir, or other suitable device for measuring the water to which the water user is entitled;

That the type and plans of the measuring device be approved by the watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said watermaster.

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 a change in PLACE OF USE AND POINT OF DIVERSION approved by an order of the Water Resources Director entered November 3, 1983 at Special Order Volume 37, Page 554, approving Transfer Application T-5309, and together with Certificate 52073, supercedes Certificate 51210, State record of Water Right Certificates.

Issued MAY 19 2020



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