



State of Oregon
 Water Resources Department
 725 Summer Street NE, Suite A
 Salem, Oregon 97301-1266
 (503) 986-0900

Application for Instream Lease

Part 1 of 4 – Minimum Requirements Checklist

Complete Part 1 through 4 and include the required attachments Fill in or check boxes as indicated. (N/A= Not Applicable)	OWRD #	<u>11-1836</u>
	Fee-	

Pursuant to ORS 537.348(2) and OAR 690-077

Check all items included with this application. (N/A = Not Applicable)

Yes **Part 1 – Completed Minimum Requirements Checklist and Application Fee**

Fees	<input type="checkbox"/> \$520.00 for a lease involving four or more landowners or four or more water rights	<input checked="" type="checkbox"/> \$350.00 for all other leases
	<input checked="" type="checkbox"/> Check enclosed or <input type="checkbox"/> Fee Charged to customer account _____ (account name)	

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Yes **Part 2 – Completed Instream Lease Application Map Checklist.**

JAN 20 2021

Yes **Part 3 – Completed Water Right and Instream Use Information**
 Include a separate **Part 3** for **each water right**

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Yes **Part 4 – Completed Instream Lease Provisions and Signatures**

Yes **How many water rights are leased? 2 List them here: 5749 and 58972**
 Include a separate **Part 3** for each **water right**.

Yes N/A **Other Water Rights**, if any, appurtenant to the lands involved in the lease application and not proposed to be leased instream?
List those other water rights here: 58971

Yes No **Conservation Reserve Enhancement Program (CREP)**. Are some or all of the lands to be leased part of CREP or another Federal program (list here: _____)?

Attachments:

Yes N/A **Map:** Instream Lease map requirements (see Part 2 of this application)

Yes N/A **Tax Lot Map:** If a portion of the water right *not included in the lease* is appurtenant to lands owned by others, a tax lot map must be included with the lease application. The tax lot map should clearly show the property involved in the lease.

Yes N/A Supporting documentation describing why a right (or portion thereof) is valid and not subject to forfeiture even though the right has not been exercised for five or more consecutive years. This information only needs to be provided if the checkbox has been checked to identify that the water right has not been used in the last five years and is not subject to forfeiture (See Part 4 of 4).

Yes N/A If the Lessor (water right holder) is not the deeded landowner - provide one of the following.

- A notarized statement from the landowner consenting to the lease and a copy of the recorded deed; or.
- A water right conveyance agreement and a copy of the recorded deed for the landowner at the time the water right was conveyed; or
- Other documentation which provides authority to pursue the lease absent consent of the landowner.

Instream Lease Application Information and Instructions

Part 2 of 4 – Instream Lease Application Map Checklist

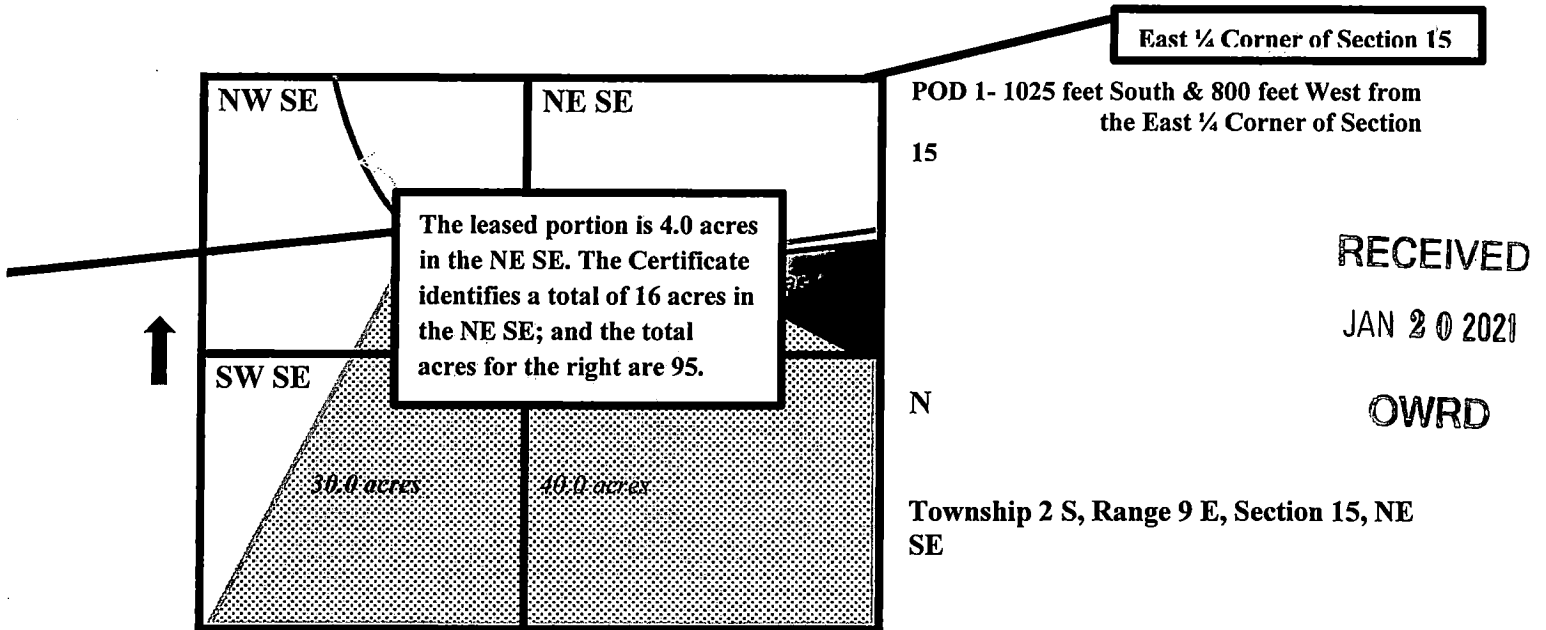
A Map is generally required for each water right not leased in its entirety

The application map (if required) should include all the items listed below and match the existing water right(s) of record. Check all boxes that apply.

This should be a simple map. (See example below). A copy of a final proof survey map with the portion to be leased shaded or hachured in will also suffice.

- N/A A map is required for each water right not leased in its entirety. More than one QQ and property may be included on each map. A map is not required, if leasing the entire right or if the right to be leased is for municipal or quasi-municipal water use.
- The map should be of sufficient quality to be reproducible. Please do not use highlighters to mark items on the map as highlighters do not always copy.
- A North arrow and map scale (no smaller than 1" = 1320').
- Township, Range, Section, quarter quarter (QQ), and a clearly labeled survey corner.
- For irrigation or other similar use, the number of acres to be leased in each quarter-quarter clearly labeled and hachured to differentiate between the acres being leased and any remaining. If the place of use is broken down by more than one priority date, or source stream, and/or point of diversion you must identify each with separate hachuring and clearly label.
- If available, identify the existing point(s) of diversion.

EXAMPLE MAP (the darker shaded portion representing the portion leased instream)



Instream Lease Application Information and Instructions

Part 3 of 4 – Water Right and Instream Use Information

Use a separate Part 3 for each water right to be leased instream

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Water Right Information

Water right # 5749

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Table 1

Water Right Information: Provide a description of the originating water right to be leased. Also include your tax lot number(s). Fill in all applicable information. For example, if your water right has multiple points of diversion (POD) but they're not numbered, you do not need to include a number. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 1). Please clearly label any attachments.

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<input type="checkbox"/> If only leasing a portion of the right - complete Table 1 as indicated					<input checked="" type="checkbox"/> Entirety - If the entire water right is to be leased, skip to Table 3.						
Priority Date	POD #	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC	Acres	USE	Previous Lease # (if any)	
EXAMPLE											
12/2/1901	3	2-S	9-E	15	NE SE	100	47	4.0	IR	IL-1100	
		-	-		-						
		-	-		-						

Total Acres: _____

Table 2

To illustrate the totals for the water right proposed to be leased instream						
Total rate and volume by priority date, POD, use and acreage as appropriate considering the right to be leased. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 2). Please clearly label any attachments. (cfs = cubic feet per second and af = acre-foot)						
Priority Date	POD #	Use	Total Acres	Other Information (such as conditions/limitations on the right)		Total Rate (cfs)
Total af from storage, if applicable: _____ AF or <input type="checkbox"/> N/A						
Any additional information about the right: _____						

Table 3

Point of Diversion (POD) description: If the POD is not described on the certificate or if there is more than one POD listed on the certificate, then the specific POD(s) involved in the lease must be described. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 3). Please clearly label any attachments.

POD #	Twp	Rng	Sec	Q-Q	DLC/ Gov't lot	Measured Distances, latitude/longitude coordinates, or river mile (if unknown you may indicate "unknown")
	-	-		-		
	-	-		-		

Please check this box if you don't know the location of the POD(s) and want the Department to identify the location of the POD(s) for the purpose of the instream lease.

Part 3 of 4 cont. – Water Right and Instream Use Information

INSTREAM LEASE APPLICATION INFORMATION AND INSTRUCTIONS

Instream Use Information

Table 4

Instream Use Created by the Lease						
River/ Stream Name: <u>Tygh Creek, tributary to White River</u>				River Basin: <u>Deschutes River</u>		
Instream Portion: Use Table 4 to illustrate the instream rate, volume and instream period by priority date, POD (if more than one), Use (if more than one), and acreage as appropriate considering the right to be leased. If not enough room below, you may add additional rows (see instructions) or attach a spreadsheet (matching the below portion of Table 4). Please clearly label any attachments.						
Priority date	POD #	Use	Acres	Proposed Instream Period	Total instream rate (cfs)	Total instream volume (af)
1884		IR	31.5	July 1 to October 29	.40	94.5
<p>Note: If not certain of the instream rate, volume and/or instream period, see the instructions and/or contact Department Staff for assistance. The instream rate and volume may be up to the maximum rate and duty/volume allowed by the right, as described in Table 2 or on your Certificate if leasing the entire right. The proposed instream period may be no longer than the irrigation season or the authorized period of allowed use.</p> <p>OR <input checked="" type="checkbox"/> Please check this box if you are not sure of the proposed rate, volume and instream period. As part of its review process, the Department will identify the appropriate instream rate, volume and period considering the water right(s) being leased and instream benefits.</p>						
Instream Reach						
Proposed Instream Reach: <input checked="" type="checkbox"/> A reach typically begins at the point of diversion (POD) and ends at the mouth of the source stream: From the POD to <u>the mouth of Tygh Creek</u>				Or Proposed Instream Point: <input type="checkbox"/> Instream use protected at the POD		
<p>OR <input type="checkbox"/> Please check this box if you are not sure of the proposed reach and want water to be protected within a reach below the POD, if possible. (If no reach is identified or the above box is not checked, and there is only one POD listed on the certificate, the lease may be processed to be protected at the POD.)</p>						
Additional Instream Information						
<p><input type="checkbox"/> Yes <input type="checkbox"/> N/A Conditions to avoid enlargement or injury to other water rights, if any, or other limitations: list here _____</p> <p>Note: The Department may identify additional conditions to prevent injury and/or enlargement.</p>						
Any additional information about the proposed instream use: <u>Intent is to match up with Instream Lease 1073</u>						

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Instream Lease Application Information and Instructions

Water Right Information

Water right # 58972

Table 1

Water Right Information: Provide a description of the originating water right to be leased. Also include your tax lot number(s). Fill in all applicable information. For example, if your water right has multiple points of diversion (POD) but they're not numbered, you do not need to include a number. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 1). Please clearly label any attachments.

If only leasing a portion of the right - complete Table 1 as indicated **Entirety - If the entire water right is to be leased, skip to Table 3.**

Priority Date	POD #	Twp	Rng	Sec	Q-Q	Tax Lot	Gov't Lot/DLC	Acres	USE	Previous Lease # (if any)
EXAMPLE										
12/2/1901	3	2-S	9-E	15	NE-SE	100	47	4.0	IR	IL-1100
6/27/1977		3S	13E	31	SW-NE	3700		0.3	IR	RECEIVED JAN 20 2021
		-	-	31	NE-SE	3700		14.8	IR	
		-	-	31	NW-SE	3700		12.3	IR	
		-	-	32	NE-SW	3700		2.3	IR	
		-	-	32	NW-SW	3700		12.4	IR	

Total Acres: 42.1

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Table 2

To illustrate the totals for the water right proposed to be leased instream

Total rate and volume by priority date, POD, use and acreage as appropriate considering the right to be leased. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 2). Please clearly label any attachments. (cfs = cubic feet per second and af = acre-feet)

Priority Date	POD #	Use	Total Acres	Other Information (such as conditions/limitations on the right)	Total Rate (cfs)	Total Volume (af)
6/27/1977	1	IR	39.6		0.78	118.8
6/27/1977	2	IR	2.5		0.05	7.5

Total af from storage, if applicable: _____ AF or N/A

Any additional information about the right: All land under this certificate can be irrigated from POD#1 except the field south of Tygh Creek. POD#2 irrigates field south of creek. POD#2 also can pump water north to ditch so land downstream of that point can also be irrigated. For table above listed only field south of Tygh Creek from POD#2 and the rest of the land from POD#1.

NOTE: The 5.8 acres not included in this lease is currently leased under IL-1073.

Table 3

Point of Diversion (POD) description: If the POD is not described on the certificate or if there is more than one POD listed on the certificate, then the specific POD(s) involved in the lease must be described. If not enough room below, you may add additional rows (see instructions) or attach spreadsheet (matching Table 3). Please clearly label any attachments.

POD #	Twp	Rng	Sec	Q-Q	DLC/ Gov't	Measured Distances, latitude/longitude coordinates, or river mile (if unknown you may indicate "unknown")
1	3S	13E	31	SW-NW	2	1020' S & 1910' W from NE Cor of SE1/4 of NW1/4, Section 31
2	3S	13E	31	NW-SE		2360' S & 1270' E from NE Cor of SE1/4 of NW1/4, Section 31

Instream Lease Application Information and Instructions

Please check this box if you don't know the location of the POD(s) and want the Department to identify the
Part 3 of 4 cont. – Water Right and Instream Use Information

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Instream Use Information

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Table 4

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Instream Use Created by the Lease						
River/ Stream Name: <u>Tygh Creek, tributary to White River</u>				River Basin: <u>Deschutes River</u>		
Instream Portion: Use Table 4 to illustrate the instream rate, volume and instream period by priority date, POD (if more than one), Use (if more than one), and acreage as appropriate considering the right to be leased.						
If not enough room below, you may add additional rows (see instructions) or attach a spreadsheet (matching the below portion of Table 4). Please clearly label any attachments.						
Priority date	POD #	Use	Acres	Proposed Instream Period	Total instream rate (cfs)	Total instream volume (af)
6/27/1977	1	IR	39.6	July 1 to October 29	.50	118.8
6/27/1977	2	IR	2.5	July 1 to October 29	.0325	7.5
Note: If not certain of the instream rate, volume and/or instream period, see the instructions and/or contact Department Staff for assistance. The instream rate and volume may be up to the maximum rate and duty/volume allowed by the right, as described in Table 2 or on your Certificate if leasing the entire right. The proposed instream period may be no longer than the irrigation season or the authorized period of allowed use.						
OR <input checked="" type="checkbox"/> Please check this box if you are not sure of the proposed rate, volume and instream period. As part of its review process, the Department will identify the appropriate instream rate, volume and period considering the water right(s) being leased and instream benefits.						
Instream Reach						
Proposed Instream Reach: <input checked="" type="checkbox"/> A reach typically begins at the point of diversion (POD) and ends at the mouth of the source stream: From the POD to <u>the mouth of Tygh Creek.</u>				Or Proposed Instream Point: <input type="checkbox"/> Instream use protected at the POD		
OR <input type="checkbox"/> Please check this box if you are not sure of the proposed reach and want water to be protected within a reach below the POD, if possible. (If no reach is identified or the above box is not checked, and there is only one POD listed on the certificate, the lease may be processed to be protected at the POD.)						
Additional Instream Information						
<input type="checkbox"/> Yes <input type="checkbox"/> N/A Conditions to avoid enlargement or injury to other water rights, if any, or other limitations: list here _____						
Note: The Department may identify additional conditions to prevent injury and/or enlargement.						
Any additional information about the proposed instream use: <u>Intent is to match up with Instream Lease 1073</u>						

Instream Lease Application Information and Instructions

Part 4 of 4 – Lease Provisions and Party Signatures

Term of the Lease (may be from 1 year up to 5 years):

The lease is requested to begin in: **month March 1 year 2021** and end: **month October 31 year 2025**

Note: The begin month is generally the first month of the irrigation season and the end month is the last month in the irrigation season. If not an irrigation right, this would be the first and last month of your authorized period of allowed use.

Public use: Check the public use(s) this lease will serve (as defined by ORS 537.332):

- Conservation, maintenance and enhancement of aquatic, fish and wildlife, fish and wildlife habitat and any other ecological values.
- Recreation
- Pollution abatement
- Navigation

Termination provision (for multiyear leases):

The parties to the lease request (choose one):

- a. The option of terminating the lease prior to expiration of the full term with written notice to the Department by the Lessor(s) and/or Lessee.
- b. The option of terminating the lease prior to expiration of the full term, with consent by all parties to the lease.
- c. The parties would not like to include a Termination Provision.

(See instructions for limitations to this provision)

Additive/Replacing Relationship to other instream water rights: Instream leases are generally additive to other existing instream water rights created as a result of instream leases, transfers and/or allocations of conserved water. Since instream leases are also generally senior to other instream rights created through a state agency process or conversion of minimum flows, they generally replace a portion of these junior instream rights.

If you would like this lease to relate to other instream water rights differently, please check this box.
And attach an explanation of your intent.

Validity of the Right(s) to be leased (check the appropriate box):

- The water right(s) to be leased have been used under the terms and conditions of the right(s) during the last five years or have been leased instream; or
- The water right(s) have not been used for the last five years according to the terms and conditions of the right(s). However, the water right(s) is not subject to forfeiture under ORS 540.610(2). Documentation describing why the water right(s) is not subject to forfeiture is provided.

Precedent: If a right which has been leased is later proposed to be leased again or later transferred or become part of an allocation of conserved water project, a new injury review shall be required. An instream lease shall not set a precedent on a future transaction.

The undersigned declare:

1. The Lessor(s) agree during the term of this lease, to suspend use of water allowed under the subject water right(s) and under any appurtenant primary or supplemental water right(s) not involved in the lease application; and
2. The Lessor(s) certify that I/we are the water right holder(s) of the right(s) described in this instream lease application. If not the deeded landowner, I/we have provided documentation with the lease application that I/we have authorization to pursue the lease application and/or have obtained consent from the deeded landowner; and

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Instream Lease Application Information and Instructions

The undersigned are co-owners in common on a single piece of land.

3. All parties affirm that information provided in this lease application is true and accurate.

Tate Justesen
Signature of Lessor

Date: 1/6/2021

Primary Contact

Printed name (and title): Tate Justesen, co-owner Business name: DBA: Justesen Brothers
Mailing Address (with state and zip): 2211 SW First Ave. Unit 301, Portland OR, 97201
Phone number (include area code): 541-980-7068 **E-mail address: tjustesen@hotmail.com

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Roy Jon Justesen
Signature of Co-Lessor

Date: 12-26-2020

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Printed name (and title): Roy Jon Justesen, co-owner
Business/organization name: _____
Mailing Address (with state and zip): 2954 Kasisto Rd, Hood River, Or. 97031
Phone number (include area code): 541-980-7077 **E-mail address: royjustesen@gmail.com

Zack Justesen
Signature of Co-Lessor

Date: 12/29/2020

Printed name (and title): Zack Justesen, CO owner
Business/organization name: _____
Mailing Address (with state and zip): Po box 2 Kent, OR 97033
Phone number (include area code): 541-980-7722 **E-mail address: zjustesen@hotmail.com

Austin Justesen
Signature of Lessee

Date: 12-29-20

Printed name (and title): Austin Justesen, partner
Business/organization name: _____
Mailing Address (with state and zip): 21491 Fawcett Rd
Phone number (include area code): 541-980-6551 **E-mail address: axjustesen@hotmail.com

**** BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED TO THE LESSOR.**

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STATE OF OREGON

COUNTY OF WASCO

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CERTIFICATE OF WATER RIGHT

This is to Certify, That K. L. HAUSER

of Tygh Valley, State of Oregon has a right to the use of the waters of Tygh Creek, a tributary of White River for the purpose of Irrigation

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Wasco County, and the said decrees entered of record at Salem, in the Order Record of the STATE ENGINEER, in Volume 7, at page 196; that the priority of the right thereby confirmed dates from 1884

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed Three acre feet per acre during any irrigation season (with the further limitations contained in Paragraph 24 of said decrees.)

A description of the lands irrigated under such right, and to which the water is appurtenant (or, if for other purposes, the place where such water is put to beneficial use), is as follows:

Three (3) acres in the Southwest Quarter of the Northeast Quarter (SW 1/4 NE 1/4); Nine and five tenths (9.5) acres in the Northeast Quarter of the Southeast Quarter (NE 1/4 SE 1/4) and Fourteen (14) acres in the Northwest Quarter of the Southeast Quarter (NW 1/4 SE 1/4) of Section Thirty-One (31); Four (4) acres in the Northwest Quarter of the Southwest Quarter (NW 1/4 SW 1/4) of Section Thirty-Two (32), Township Three (3) South, Range Thirteen (13) East of the Willamette Meridian, being a total of 31.5 acres.

And said right shall be subject to all other conditions and limitations contained in said decrees.

The right to the use of the water for irrigation purposes is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed this 9th day of January, 1926.

RUSA LIPPER State Engineer

JAN 20 2021

23.

That it appears that A. M. Young, began to irrigate his land in 1907, by taking such water as the Three Mile Water Ditch Company permitted to flow down to him; that he has no right or ownership in said ditch, or in the water right of such ditch. That such right as he has acquired by his use of such water is therefore entitled to a priority date of June, 1907, and this decree shall not be construed to give him any right or ownership to carry water through the Three Mile Water Ditch Company ditch without the making of proper arrangements therefor with said company, and if no arrangements can be made by him for the carrying of said water, then this appropriation shall only be considered as an appropriation of the waste water from said ditch, which he is only entitled to use during the time such water might be turned into his lateral by said ditch company.

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24.

That a proper head of water is necessary for the most successful and economical irrigation of land, and that 3 acre feet of water per acre measured at the point of diversion will furnish a sufficient quantity to apply on the lands involved herein for the proper irrigation thereof during any one season. That a continuous flow of one-eightieth of a second foot per acre will supply such quantity in approximately 120 days. That in order to irrigate any land it is not necessary to keep a continuous flow of water upon each and every acre of the same, and that the intermittent use of water on such land makes it possible to use a system of rotation, so that the head of water necessary for the irrigation thereof may be obtained.

That in order to meet the foregoing conditions the rights to the use of the waters of White River and its tributaries, except as otherwise provided herein, shall be limited to the diversion of not to exceed one acre foot per acre during any 30-day period up to July 1st of each year and not to exceed 3 acre feet per acre during any irrigation season; provided, that the rate of flow shall not exceed one-fortieth of a second foot per acre up to July 1st of each year and thereafter not to exceed one-eightieth of a second foot per acre, except in case of rotation. When systems of rotation are arranged, the water user may use such head of water as is practical and may be obtained under proper rotation.

25.

That all claimants herein to water for irrigation shall be entitled to use such water for stock and domestic purposes; that the right to the use of water for stock and domestic purposes as hereby confirmed entitles the owner of such water right to divert

STATE OF OREGON
COUNTY OF WASCO
CERTIFICATE OF WATER RIGHT

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THIS CERTIFICATE ISSUED TO

GERALD H. HAUSER
ROUTE 1, BOX 88
TYGH VALLEY, OREGON 97063

confirms the right to use the waters of TYGH CREEK, a tributary of WHITE RIVER, for the purpose of IRRIGATING 47.9 ACRES.

The right has been perfected under Permit 42415. The date of priority is JUNE 27, 1977. The right is limited to not more than 0.94 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

LOT 2 (SW 1/4 NW 1/4), NW 1/4 SE 1/4, SECTION 31,
T 3 S, R 13 E, W.M.; 1020 FEET SOUTH & 1910 FEET WEST; 2360 FEET SOUTH
& 1270 FEET EAST BOTH FROM NE CORNER, SE 1/4 NW 1/4, SECTION 31.

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 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

The right shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right, and to which such right is appurtenant, is as follows:

THIS APPLICATION

SW 1/4 NE 1/4 0.3 ACRE
NE 1/4 SE 1/4 14.8 ACRES
NW 1/4 SE 1/4 12.3 ACRES
SECTION 31

NE 1/4 SW 1/4 ~~6.7~~ ACRES 2.3
NW 1/4 SW 1/4 12.4 ACRES
NW 1/4 SE 1/4 ~~1.4~~ ACRES
SECTION 32

TOWNSHIP 3 SOUTH, RANGE 13 EAST, W.M.

11-1073

4.4

1.4

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. The right is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed this date DECEMBER 29, 1988.

/s/ WILLIAM E. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 58972

56132

Invest. made 12-29-88 / 4-1-89

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STATE OF OREGON
COUNTY OF WASCO
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

GERALD H. HAUSER
ROUTE 1, BOX 88
TYGH VALLEY, OREGON 97063

confirms the right to use the waters of A WELL in the TYGH CREEK BASIN for the purpose of THE SUPPLEMENTAL IRRIGATION OF 45.1 ACRES.

The right has been perfected under Permit G-7740. The date of priority is JUNE 27, 1977. The right is limited to not more than 0.56 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NE 1/4 SE 1/4, SECTION 31, T 3 S, R 13 E, W.M.;
1350 FEET SOUTH & 1780 FEET EAST FROM NW CORNER, SW 1/4 NE 1/4,
SECTION 31.

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-EIGHTIETH 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 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

The right shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right, and to which such right is appurtenant, is as follows:

SW 1/4 NE 1/4	6.2 ACRES
NE 1/4 SE 1/4	20.0 ACRES
NW 1/4 SE 1/4	18.9 ACRES
SECTION 31	
TOWNSHIP 3 SOUTH, RANGE 13 EAST, W.M.	

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 this date DECEMBER 29, 1988.

/s/ WILLIAM H. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 58971

G-8240

