

STATE OF OREGON

COUNTY OF HOOD RIVER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

FARMERS IRRIGATION DISTRICT
1985 COUNTRY CLUB ROAD
HOOD RIVER, OREGON 97031

confirms the right to use the waters of DEAD POINT CREEK WITH ANY DEFICIENCY IN THE AVAILABLE SUPPLY OF WATER FROM DEAD POINT CREEK TO BE MADE UP BY DIVERSION OF WATER FROM GREEN POINT CREEK, tributaries of WEST FORK OF HOOD RIVER, for IRRIGATION OF 1.5 ACRES.

This right was perfected under Permit 43968. The date of priority is JANUARY 22, 1979. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.02 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

DEAD POINT CREEK - LOT 3 (NE 1/4 NW 1/4), SECTION 2, TOWNSHIP 1 NORTH, RANGE 9 EAST, W.M.; 370 FEET SOUTH AND 1570 FEET EAST FROM THE NW CORNER OF SECTION 2; AND

GREEN POINT CREEK - SE 1/4 SW 1/4, SECTION 3, TOWNSHIP 1 NORTH, RANGE 9 EAST, W.M.; 340 FEET NORTH AND 7090 FEET EAST FROM THE NW CORNER OF SECTION 9.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is 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.

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 either 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.

The use 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:

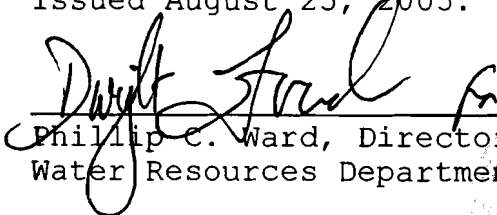
NE 1/4 SE 1/4 (TAX LOT 300 - P. & A. DEHLINGER) 1.5 ACRES
SECTION 16
TOWNSHIP 2 NORTH, RANGE 10 EAST, W.M.

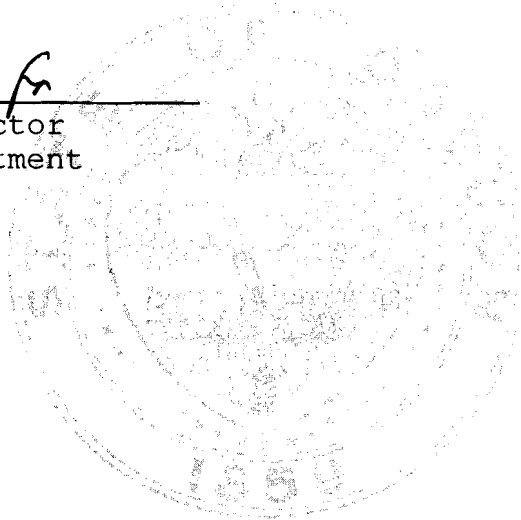
THIS CERTIFICATE IS ISSUED TO CORRECTLY DESCRIBE THE PERMIT NUMBER AND SUPERSEDES CERTIFICATE 81556.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

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 use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

Issued August 25, 2005.


Phillip C. Ward, Director
Water Resources Department



Recorded in State Record of Water Right Certificates Number 81600.

58250.SB