

## STATE OF OREGON

COUNTY OF MALHEUR

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That

ORCHARDS WATER COMPANY

of Brogan, State of Oregon 97903, has a right to the use of the waters of Willow Creek, stored in Reservoir No. 3, and Black Creek and Pole Creek, stored in Reservoir No. 1, of said Company; also the direct flow thereof; a tributary of Malheur 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 Malheur County, and the said decree entered of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 9, at page 211; that the priority of the right thereby confirmed dates from April 7, 1908 as to the waters of Willow Creek, and May 29, 1907 as to the waters of Black and Pole Creeks 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 two acre feet per share during any irrigation season and further limited to not exceeding the diversion of three acre feet per acre irrigated during any irrigation season applied to the shares, lands, and tracts as described below

The point of diversion is located in the

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

<u>Subdivision</u>	<u>Shares</u>	<u>Acres</u>
NE $\frac{1}{4}$ SE $\frac{1}{4}$	5.0	7.5
SE $\frac{1}{4}$ SE $\frac{1}{4}$	1.2	1.7
Section 10		
NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$	9.0	10.0
Section 14		
SE $\frac{1}{4}$ NW $\frac{1}{4}$	3.4	5.0
Section 23		
N $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$	8.5	12.6
Section 27		
T. 15 S., R. 42 E., W. M.		
NE $\frac{1}{4}$ SW $\frac{1}{4}$	10.0	10.0
NW $\frac{1}{4}$ SW $\frac{1}{4}$	31.8	40.0
Section 19		
NE $\frac{1}{4}$ NE $\frac{1}{4}$	32.8	22.9 *
SW $\frac{1}{4}$ NE $\frac{1}{4}$	15.0	22.4
NW $\frac{1}{4}$ NW $\frac{1}{4}$	33.1	36.8 *
Section 30		
SW $\frac{1}{4}$ NW $\frac{1}{4}$	35.5	38.0 *
SE $\frac{1}{4}$ NW $\frac{1}{4}$	32.1	33.0 *
SW $\frac{1}{4}$ SE $\frac{1}{4}$	36.8	40.0 *
SE $\frac{1}{4}$ SE $\frac{1}{4}$	28.9	35.2 *
Section 32		
T. 15 S., R. 43 E., W. M.		
NE $\frac{1}{4}$ SW $\frac{1}{4}$	26.8	40.0 *
NW $\frac{1}{4}$ SW $\frac{1}{4}$	20.1	30.0
SW $\frac{1}{4}$ SW $\frac{1}{4}$	2.1	3.0
SE $\frac{1}{4}$ SW $\frac{1}{4}$	13.4	20.0
Section 4		
N $\frac{1}{2}$ SW $\frac{1}{4}$	43.6	70.0
Section 16		
T. 16 S., R. 43 E., W. M.		



Said rights are subsequent and inferior to other rights under "New Form" contracts described by said decree, and also subsequent and inferior to the rights under "Old Form" contracts described by said decree.

Said rights are subject to all other conditions and limitations contained in said decree.

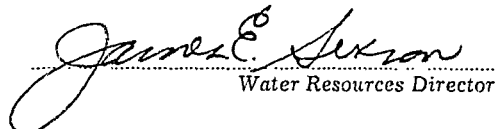
\* These lands are also tabulated in part or in whole in the certificate recorded at page 45354. The quantity of water diverted under the rights tabulated herein together with the quantity diverted under any other water right shall not exceed 3.0 acre feet for each acre irrigated during any irrigation season.

This certificate is issued to confirm changes in place of use in water authorized by orders of the Water Resources Director recorded at Volume 1 Page 446, Volume 1 Page 518, Volume 5 Page 557, Volume 6 Page 99 and Volume 7 Page 317, Special Order Record of the Water Resources Department and supersedes the certificate recorded in Volume 8 Page 8962, State Record of Water Right Certificates.

*And said right shall be subject to all other conditions and limitations contained in said decree. The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.*

WITNESS the signature of the Water Resources Director, affixed

this date April 12, 1978 .

  
Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 37, page 45353