

STATE OF OREGON

COUNTY OF

MALHEUR

CERTIFICATE OF WATER RIGHT

This Is to Certify, That

CIRCLE BAR RANCH INC.

of Box 128, Caldwell, State of Idaho, 83605, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of storage above natural barrier in Upper Cow Creek Lake constructed under Permit No. R-391

a tributary of Cow Creek for the purpose of supplemental irrigation of 389.9 acres

under Permit No. 28013 and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from May 13, 1960

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 5.0 cubic feet per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the Lot 3 (NW $\frac{1}{4}$ SE $\frac{1}{4}$), Section 26, T. 28 S., R. 44 E., W. M., and SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 23, T. 28 S., R. 44 E., W. M.; South-3180 feet South and 1870 feet West; North-180 feet North and 1500 feet West, both from the NE Corner, Section 26

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 ----- of one cubic foot per second per acre, 2.0 acre feet per acre prior to June 1 and $\frac{1}{2}$ acre foot per acre during any calendar month after June 1 of each irrigation season from April 1 to October 15; provided further that the right allowed herein shall not exceed the limitation allowed herein;

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

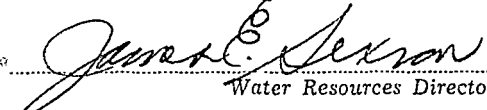
A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

16.0 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$	17.2 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$
36.0 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$	11.4 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$
31.0 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$	Section 25
Section 23	40.0 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$
9.7 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$	22.0 acres Lot 1 (NW $\frac{1}{4}$ NE $\frac{1}{4}$)
32.0 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$	18.4 acres Lot 2 (SW $\frac{1}{4}$ NE $\frac{1}{4}$)
1.5 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$	40.0 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$
Section 24	15.0 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$
14.7 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$	5.0 acres Lot 3 (NW $\frac{1}{4}$ SE $\frac{1}{4}$)
40.0 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$	Section 26
40.0 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$	T. 28 S., R. 44 E., W. M.
Section 25	

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described and is subject to the existing minimum flow policies established by the Water Policy Review Board.

WITNESS the signature of the Water Resources Director, affixed

this date. September 15, 1978


Water Resources Director