

STATE OF OREGON

COUNTY OF MALHEUR AND HARNEY

CERTIFICATE OF WATER RIGHT

This Is to Certify, That D. E. JONES

of Juntura, State of Oregon 97911, has a right to the use of the waters of Middle Fork Malheur River for Tract 1; North Fork Malheur River for Tract 2; Malheur River for Tract 3; and Pole Creek for Tract 4 a tributary of Snake River for the purpose of irrigation of 912.53 acres and supplemental irrigation of 28.5 acres

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 8, at page 228; that the priority of the right thereby confirmed dates from September 1883 for Tract 1; 1885 for Tract 2; September 1888 for Tract 3; and 1901 for Tract 4 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 1.5 acre feet per acre in any 30 day period prior to June 1st, 1.0 acre foot per acre in any 30 day period after June 1st 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

The point of diversion is located in the Tract 1 - NW $\frac{1}{4}$  NW $\frac{1}{4}$ , NW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 30, T. 19 S., R. 34 E., W.M.; Tract 2 - NE $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 27, T. 20 S., R. 37 E., W.M., SE $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 7, NW $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 18, T. 21 S., R. 38 E., W.M.; Tract 3 - SE $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 25, NE $\frac{1}{4}$  NW $\frac{1}{4}$ , SW $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 33, T. 20 S., R. 39 E., W.M., \* A description of the place of use under the right, and to which such right is appurtenant, is as follows:

\*NE $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 31, T. 20 S., R. 40 E., W.M.; Tract 4 - SE $\frac{1}{4}$  SE $\frac{1}{4}$ , Section 29, T. 20 S., R. 39 E., W.M.

Tract No. 1  
 24.00 acres SW $\frac{1}{4}$  NW $\frac{1}{4}$   
 23.00 acres NW $\frac{1}{4}$  SW $\frac{1}{4}$   
 30.00 acres SW $\frac{1}{4}$  SW $\frac{1}{4}$   
 Section 30

6.00 acres NE $\frac{1}{4}$  NW $\frac{1}{4}$   
 40.00 acres NW $\frac{1}{4}$  NW $\frac{1}{4}$   
 40.00 acres SW $\frac{1}{4}$  NW $\frac{1}{4}$   
 31.00 acres SE $\frac{1}{4}$  NW $\frac{1}{4}$   
 40.00 acres NE $\frac{1}{4}$  SW $\frac{1}{4}$   
 40.00 acres NW $\frac{1}{4}$  SW $\frac{1}{4}$   
 Section 31  
 T. 19 S., R. 34 E., W.M.  
 being a total of 274.00 acres

**SUPERSEDED BY  
 CERT. NO. 91269**

SEE NEXT PAGE

Tract No. 2  
37.50 acres NE $\frac{1}{4}$  NW $\frac{1}{4}$   
40.00 acres SE $\frac{1}{4}$  NW $\frac{1}{4}$   
Section 7

6.00 acres SW $\frac{1}{4}$  NE $\frac{1}{4}$   
17.00 acres NW $\frac{1}{4}$  NW $\frac{1}{4}$   
40.00 acres SW $\frac{1}{4}$  NW $\frac{1}{4}$   
40.00 acres SE $\frac{1}{4}$  NW $\frac{1}{4}$   
40.00 acres NE $\frac{1}{4}$  SW $\frac{1}{4}$   
40.00 acres NW $\frac{1}{4}$  SW $\frac{1}{4}$   
30.50 acres SE $\frac{1}{4}$  SW $\frac{1}{4}$   
10.00 acres NW $\frac{1}{4}$  SE $\frac{1}{4}$   
1.50 acres SW $\frac{1}{4}$  SE $\frac{1}{4}$   
Section 16

3.00 acres NE $\frac{1}{4}$  NW $\frac{1}{4}$   
Section 21  
T. 21 S., R. 38 E., W.M.  
being a total of 305.50 acres

Tract No. 4  
22.50 acres SW $\frac{1}{4}$  SE $\frac{1}{4}$   
Section 28

4.10 acres NW $\frac{1}{4}$  NW $\frac{1}{4}$   
6.00 acres NW $\frac{1}{4}$  NE $\frac{1}{4}$   
5.00 acres NE $\frac{1}{4}$  NW $\frac{1}{4}$   
Section 33

4.78 acres NE $\frac{1}{4}$  NE $\frac{1}{4}$   
Section 32  
T. 20 S., R. 39 E., W.M.  
being a total of 42.38 acres

Tract No. 3  
10.30 acres SW $\frac{1}{4}$  SW $\frac{1}{4}$   
Section 25

37.10 acres NW $\frac{1}{4}$  SE $\frac{1}{4}$   
8.00 acres SW $\frac{1}{4}$  NE $\frac{1}{4}$   
7.35 acres SW $\frac{1}{4}$  NW $\frac{1}{4}$   
5.30 acres SE $\frac{1}{4}$  NW $\frac{1}{4}$   
38.20 acres NE $\frac{1}{4}$  SW $\frac{1}{4}$   
25.00 acres NW $\frac{1}{4}$  SW $\frac{1}{4}$   
4.00 acres SW $\frac{1}{4}$  SW $\frac{1}{4}$   
20.00 acres SE $\frac{1}{4}$  SW $\frac{1}{4}$   
29.90 acres NE $\frac{1}{4}$  SE $\frac{1}{4}$   
31.00 acres SW $\frac{1}{4}$  SE $\frac{1}{4}$   
20.50 acres SE $\frac{1}{4}$  SE $\frac{1}{4}$   
Section 27

1.50 acres SE $\frac{1}{4}$  SW $\frac{1}{4}$   
17.00 acres NE $\frac{1}{4}$  SE $\frac{1}{4}$   
9.00 acres NW $\frac{1}{4}$  SE $\frac{1}{4}$   
0.50 acre SW $\frac{1}{4}$  SE $\frac{1}{4}$   
Section 28

T. 20 S., R. 39 E., W.M.

12.30 acres SW $\frac{1}{4}$  NE $\frac{1}{4}$   
11.50 acres SE $\frac{1}{4}$  NE $\frac{1}{4}$   
2.20 acres NE $\frac{1}{4}$  NW $\frac{1}{4}$   
Section 31

T. 20 S., R. 40 E., W.M.  
being a total of 290.65 acres

Supplemental

22.50 acres SW $\frac{1}{4}$  SE $\frac{1}{4}$   
Section 28

3.00 acres NW $\frac{1}{4}$  NE $\frac{1}{4}$   
3.00 acres NE $\frac{1}{4}$  NW $\frac{1}{4}$   
Section 33

T. 20 S., R. 39 E., W.M.  
being a total of 28.50 acres

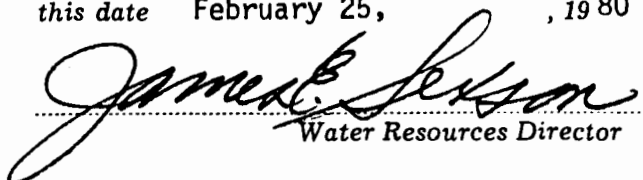
This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 40394, Volume 32, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on December 4, 1979, approving transfer application No. 2747.

The issuance of this superseding certificate does not confirm the status of the water right in reference to ORS 540.610.

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 February 25, 1980.

  
Water Resources Director