

STATE OF OREGON

COUNTY OF

MALHEUR

CERTIFICATE OF WATER RIGHT

This Is to Certify, That

J. P. SMITH

of Ironside, State of Oregon 97908, has a right to the use of the waters of South Fork of Willow Creek and Boulder Creek, a tributary of Willow Creek, and Willow Creek

a tributary of Malheur River for the purpose of irrigation of 234.5 acres, domestic and stock use

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 3, at page 258; that the priority of the right thereby confirmed dates from 1871 for irrigation of 90 acres from Willow Creek; 1879 for irrigation of 14.5 acres from South Fork of Willow Creek; 1880 for* 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 5.87 cubic feet per second from April 1 to May 1 and 2.95 cfs from May 1 to September 1 of each year, or the equivalent in case of rotation; the total quantity diverted during each irrigation season not to exceed 703.5 acre-feet.

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:

* irrigation of 20 acres and 1881 for irrigation of 110 acres from Boulder Creek;

40.0 acres NE 1/4 SE 1/4
 40.0 acres NW 1/4 SE 1/4
 25.0 acres SW 1/4 SE 1/4
 20.5 acres SE 1/4 SE 1/4
 Section 15
 20.0 acres SE 1/4 NE 1/4
 Section 21
 25.5 acres NE 1/4 NW 1/4
 40.0 acres NW 1/4 NW 1/4
 23.5 acres SW 1/4 NW 1/4
 Section 22

Township 14 South, Range 39 East, WM

This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 1616, Volume 2, State Record of Water Right Certificates, NOT canceled by the provisions of an order of the Water Resources Director entered on October 7, 1981.

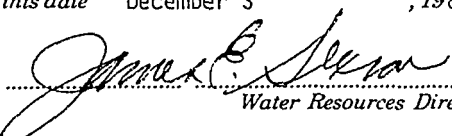
The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

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 December 3, 1981


 Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 44, page 50392