

STATE OF OREGON

COUNTY OF

BAKER

CERTIFICATE OF WATER RIGHT

This Is to Certify, That

COLTON LAND COMPANY

of Route 1, Box 529, Baker, State of Oregon, 97814, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Powder River

a tributary of Snake River for the purpose of irrigation of 114.0 acres

under Permit No. 37005 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 June 19, 1972

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 2.85 cubic foot per second of water

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the Diversion 1 - SE 1/4 NW 1/4, Section 8; Diversion 2 - NE 1/4 NE 1/4, Section 17, both T8S, R40E, WM; Diversion 1 - 2670 feet North and 1430 feet East from SW Corner, Section 8; Diversion 2 - 1870 feet North and 880 feet West from the E 1/4 Corner, Section 17.

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 one-fortieth 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 3.5 acre-feet per acre for each acre irrigated during the irrigation season of each year,

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:

31.0 acres SW 1/4 NW 1/4
11.2 acres SE 1/4 NW 1/4
7.7 acres NE 1/4 SW 1/4
5.7 acres NW 1/4 SW 1/4
3.9 acres NE 1/4 SE 1/4
8.5 acres NW 1/4 SE 1/4
0.8 acre SE 1/4 SE 1/4
Section 5

16.2 acres SW 1/4 NE 1/4
29.0 acres SE 1/4 NE 1/4
Section 6

Township 8 South, Range 40 East, WM

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 10, 1984

William H. Young

Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 46, page 51808