

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

This is to certify, That FREEMAN ANGUS RANCH INC.

of 1180 Resort Street, 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 Sutton Creek

a tributary of Powder River for the purpose of irrigation of 69.8 acres

under Permit No. 42126 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 March 30, 1977 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 1.74 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 SE 1/4 SE 1/4, NE 1/4 SE 1/4, SE 1/4 NE 1/4, Section 25, SE 1/4 SE 1/4, Section 24, T10S, R40E, WM; Diversion 1 - 670 feet North and 500 feet West from SE Corner Section 25, Diversion 2 - 50 feet South and 480 feet West, Diversion 3 - 1200 feet North and 600 feet West, both from E 1/4 Corner Section 25, Diversion 4 - 590 feet North and 850 feet * 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 1/2 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:

* West from SE Corner Section 24.

0.5 acre NE 1/4 SE 1/4
0.8 acre NW 1/4 SE 1/4
1.6 acres SW 1/4 SE 1/4
23.2 acres SE 1/4 SE 1/4
Section 24
18.8 acres NE 1/4 NE 1/4
10.4 acres SE 1/4 NE 1/4
6.0 acres NE 1/4 SE 1/4
8.5 acres SE 1/4 SE 1/4
Section 25

Township 10 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 and is subject to minimum flows established by the Water Policy Review Board with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed

this date. December 17, 1984

/s/ William H. Young
Water Resources Director