

STATE OF OREGON

COUNTY OF

UMATILLA

CERTIFICATE OF WATER RIGHT

This Is to Certify, That

CHESTER EARL FORTUNE, JR.

of Route 2, Box 72, Milton-Freewater, State of OR 97862, has a right to the use of the waters of Johnson Creek

a tributary of Pine Creek for the purpose of irrigation of 18 acres, domestic and stock use

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Umatilla County, and the said decree entered of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 3, at page 324; that the priority of the right thereby confirmed dates from 1892;

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 0.23 cubic foot per second, if available at the original point of diversion in the NW 1/4 NW 1/4, Section 29, T6N, R35E, WM; 220 feet North and 220 feet East from the SW corner NW 1/4 NW 1/4 Section 29.

The point of diversion is located in the NE 1/4 NE 1/4, Section 30, T6N, R35E, WM; 1050 feet South and 1300 feet West from the NE corner Section 30

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

18.0 acres NE 1/4 NE 1/4 Section 30 Township 6 North, Range 35 East, WM.

This certificate is issued to confirm a change in point of diversion approved by an order of the Water Resources Director entered October 26, 1979, and supersedes certificate of water right recorded at page 1719, Volume 2, State Record of Water Right Certificates.

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 August 15, 19 86 .

/s/ William H. Young

Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 50, page 54749