

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

This Is to Certify, That FRANKLIN HOEFT

of Route 2, Box 108, Pendleton, State of Oregon 97801, has a right to the use of the waters of Birch Creek

a tributary of Umatilla River for the purpose of irrigation of 20.0 acres

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 127; that the priority of the right thereby confirmed dates from 1908

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 0.25 cubic foot per second if available at the original point of diversion; SW 1/4 SE 1/4, Section 27, T1N, R32E, WM; 50 feet North and 475 feet East from S 1/4 Corner, Section 27 and is subject to the provisions of paragraph 33 of said decree

The point of diversion is located in the SE 1/4 NW 1/4, Section 27, T1N, R32E, WM; 1,020 feet North and 220 feet West from C 1/4 Corner, Section 27

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

20.0 acres SE 1/4 NW 1/4 Section 27 Township 1 North, Range 32 East, WM

This certificate is issued to confirm changes in place of use and point of diversion approved by orders of the Water Resources Director entered October 5, 1978 and May 30, 1979, and together with Certificates of Water Right recorded at pages 54766, 54768, and 54769, Volume 50, State Record of Water Right Certificates supersedes Certificate 2579.

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, 1986

/s/ William H. Young Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 50, page 54767