

STATE OF OREGON

COUNTY OF WHEELER

CERTIFICATE OF WATER RIGHT

This is to certify, That CHARLES D. POWELL

of 28881 S. Salow Road, Mulino, State of OR 97042, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of John Day River

a tributary of Columbia River for the purpose of irrigation of 16.9 acres

under Permit No. 38066 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 January 7, 1975 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 0.42 cubic foot 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 Lot 4 (NW 1/4 NW 1/4), Section 1, Lot 1 (NE 1/4 NE 1/4), Section 2, T10S, R21E, WM; #1 - 360 feet South and 1020 feet East; #2 - 290 feet South and 280 feet West; #3 - 480 feet South and 450 feet West all from NE corner Section 2.

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 5.0 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:

0.9 acre Lot 4 (NW 1/4 NW 1/4)
Section 1

12.0 acres Lot 1 (NE 1/4 NE 1/4)
4.0 acres SE 1/4 NE 1/4
Section 2
Township 10 South, Range 21 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 Resources Commission with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed

this date. March 6, 1987

/s/ William H. Young
Water Resources Director