

STATE OF OREGON

COUNTY OF

MALHEUR

CERTIFICATE OF WATER RIGHT

This Is to Certify, That FLYING "O" CATTLE COMPANY, INC.

of Box 12, Unity, State of OR 97884, has a right to the use of the waters of Willow Creek

a tributary of Malheur River for the purpose of irrigation of 9.0 acres

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Malheur County, and the said decree entered of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 3, at page 258; that the priority of the right thereby confirmed dates from 1885

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 a rate of flow of 0.22 second foot from April 1st to May 1st and 0.11 second foot from May 1st to September 1st of each year, or the equivalent in case of rotation; the total quantity diverted during each irrigation season not to exceed 27.0*

The point of diversion is located in the NW 1/4 NE 1/4, Section 25, T14S, R38E, WM; 20 feet South and 1700 feet West from NE corner Section 25.

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

*acre-feet. The quantity of water diverted at the new point of diversion, together with that diverted at the old point of diversion, Lofton Ditch, shall not exceed the quantity available at the old point of diversion under the subject right.

9.0 acres NW 1/4 NE 1/4 Section 25 Township 14 South, Range 38 East, WM

This certificate is issued to confirm an additional point of diversion approved by an order of the Water Resources Director entered January 30, 1980, and together with certificate of water right recorded at page 49068, Volume 42, State Record of Water Right Certificates, supersedes certificate 1622.

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 April 24, 19 87

/s/ William H. Young Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 51, page 56140