

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

This Is to Certify, That J. A. GUDERIAN

of Pendleton, State of Oregon, has
a right to the use of the waters of Birch Creek

a tributary of Umatilla River for the purpose of
irrigation of 70.0 acres, and supplemental irrigation of 47.0 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 127; that the priority of the
right thereby confirmed dates from 1873 for 19.8 acres; 1889 for 19.8 acres and 1900
for 77.4 acres
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 1.45 cubic feet
per second, subject to the provisions of paragraph 33 of said decree and all
other conditions and limitations contained in said decree

The point of diversion is located in the NW 1/4 SE 1/4, Section 22, T1N, R32E, WM;
700 feet South and 1800 feet West from East 1/4 corner Section 22.

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

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PRIMARY

SUPPLEMENTAL

1.0 acres NE 1/4 NE 1/4
12.0 acres NE 1/4 NW 1/4
0.5 acre NW 1/4 NW 1/4
20.0 acres SW 1/4 SE 1/4
Section 15

4.0 acres SW 1/4 NE 1/4
5.0 acres SE 1/4 NW 1/4
3.0 acres NE 1/4 SW 1/4
26.0 acres NW 1/4 SE 1/4
9.0 acres SW 1/4 SE 1/4
Section 15

18.0 acres SW 1/4 SW 1/4
0.5 acre SE 1/4 SW 1/4
Section 10

18.0 acres NW 1/4 NE 1/4
Section 22

Township 1 North, Range 32 East, WM

This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 2534, Volume 3, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on August 27, 1986, approving transfer application 5795 and includes a change from primary irrigation to supplemental irrigation authorized by the provisions of an order entered March 19, 1987.

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, 1987 .

/s/ William H. Young
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Water Resources Director