

STATE OF OREGON  
COUNTY OF UNION  
CERTIFICATE OF WATER RIGHT

THIS IS TO CERTIFY, that RUSSELL L. SMITH,  
of ROUTE 3, BOX 4740, LAGRANDE, OREGON 97850, has a right to the use  
of the waters of MCALLISTER SLOUGH, A TRIBUTARY OF GRANDE RONDE RIVER,  
for the purpose of IRRIGATION OF 9.7 ACRES.

The right has been perfected under Permit 41330. The date of priority  
is JANUARY 17, 1977. The right is limited to not more than 0.13 CUBIC  
FOOT PER SECOND or its equivalent in case of rotation, measured at the  
point of diversion from the source.

The point of diversion is located as follows:

NE1/4 SE1/4, SECTION 9, T3S, R38E, WM; 2550 FEET  
NORTH & 50 FEET WEST FROM SE CORNER SECTION 9.

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 3.0 acre-feet per acre for each acre  
irrigated during the irrigation season of each year.

The right 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, and to which such  
right is appurtenant, is as follows:

9.7 ACRES NE1/4 SE1/4  
SECTION 9  
TOWNSHIP 3 SOUTH, RANGE 38 EAST, W.M.

The right to the use of the water for the above purpose is restricted  
to beneficial use on the lands or place of use described. The right  
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 OCTOBER 10, 1988.

/s/ WILLIAM H. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 57826

55116