

STATE OF OREGON

COUNTY OF UNION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RUFENACHT AND RODE CATTLE CO.
P.O. BOX 799
UNION, OREGON 97883

confirms the right to use the waters of JIMMY CREEK AND JIMMY CREEK RESERVOIR CONSTRUCTED UNDER PERMIT R-8192, tributary of NORTH POWDER RIVER, for the purpose of IRRIGATING 266.9 ACRES.

The right has been perfected under Permit 45274. The date of priority is OCTOBER 22, 1980. The right is limited to not more than 5.75 cubic feet 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:

SE 1/4 SE 1/4, SECTION 35, T 5 S, R 39 E, W.M.;
200 FEET NORTH & 510 FEET WEST FROM SE CORNER SECTION 35.

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 from direct flow and shall be further limited to a diversion of not to exceed 3.5 acre-foot per acre for each acre irrigated during the irrigation season of each year from direct flow and storage.

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:

SW 1/4 NE 1/4	5.2 ACRES
NE 1/4 NW 1/4	29.5 ACRES
NW 1/4 NW 1/4	28.5 ACRES
SW 1/4 NW 1/4	38.9 ACRES
SE 1/4 NW 1/4	39.4 ACRES
NE 1/4 SW 1/4	36.3 ACRES
NW 1/4 SW 1/4	33.8 ACRES
SW 1/4 SW 1/4	5.6 ACRES
SE 1/4 SW 1/4	25.4 ACRES
NW 1/4 SE 1/4	6.3 ACRES
SW 1/4 SE 1/4	17.6 ACRES
SE 1/4 SE 1/4	0.4 ACRE

SECTION 35

TOWNSHIP 5 SOUTH, RANGE 39 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 NOVEMBER 9, 1988.

/s/ WILLIAM H. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 57974

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