

STATE OF OREGON
COUNTY OF UMATILLA
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JOHNS, SMITH, AND BEAMER
BOX 304
ATHENA, OREGON 97813

confirms the right to use the waters of WILDHORSE CREEK, a tributary of UMATILLA RIVER, for the purpose of IRRIGATING 80.8 ACRES.

The right has been perfected under Permit 43723. The date of priority is NOVEMBER 8, 1978. The right is limited to not more than 1.01 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:

NW 1/4 SE 1/4, SECTION 26, T 4 N, R 34 E, W.M.; 310 FEET SOUTH AND 420 FEET EAST FROM C1/4 CORNER SECTION 26.

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-EIGHTIETH 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:

NE 1/4 SW 1/4 40.6 ACRES
SECTION 13

NE 1/4 NW 1/4 40.2 ACRES
SECTION 24
TOWNSHIP 4 NORTH, RANGE 34 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 APRIL 14, 1989.

/s/ WILLIAM H. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 60787

58082.SB