

STATE OF OREGON  
COUNTY OF MALHEUR  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ORCHARDS WATER COMPANY  
BROGAN, OREGON 97903

REX O. AND MYRTLE F. BIDDY  
ROUTE 1, BOX 217  
VALE, OREGON 97918

confirms the right to use the waters of WILLOW CREEK AND RESERVOIR NO. 3 AND BLACK AND POLE CREEKS AND RESERVOIR NO. 1, tributaries of THE MALHEUR RIVER, for the purpose of IRRIGATING 102.0 ACRES.

The right has been confirmed by decree of the Circuit Court of the State of Oregon for MALHEUR County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 9, at page 211. The date of priority is APRIL 7, 1908, FOR WILLOW CREEK AND RESERVOIR NO. 3 AND MAY 29, 1907, FOR POLE AND BLACK CREEKS AND RESERVOIR NO. 1.

The points of diversion are located as follows:

NE 1/4 NE 1/4, SECTION 24, SE 1/4 NE 1/4, SECTION 22, T 15 S, R 42 E, W.M.; WILLOW CREEK: EASTSIDE DITCH - 830 FEET SOUTH AND 1320 FEET WEST FROM NE CORNER SECTION 24, BLACK AND POLE CREEKS: LOW LINE DITCH 2100 FEET SOUTH AND 1080 FEET WEST FROM NE CORNER SECTION 22.

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 a diversion of not to exceed 2.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

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

SEE NEXT PAGE

SW 1/4 NE 1/4 21.1 ACRES  
NE 1/4 SW 1/4 26.1 ACRES  
SE 1/4 SW 1/4 1.3 ACRES  
NW 1/4 SE 1/4 27.3 ACRES  
SW 1/4 SE 1/4 26.2 ACRES

SECTION 30

TOWNSHIP 15 SOUTH, RANGE 43 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 and shall be subject to all other conditions and limitations contained in said decree.

Said rights are prior to the remaining rights under "New Form" contracts for 580.5 acres of land described by said decree, but subsequent and inferior to the rights under "Old Form" contracts for 533.43 acres of land described by said decree.

The quantity of water diverted under the rights tabulated herein together with the quantity diverted under any other water right shall not exceed 3.0 acre feet for each acre irrigated during any irrigation season.

This certificate is issued to confirm a change in PLACE OF USE AND POINT OF DIVERSION approved by an order of the Water Resources Director entered JANUARY 19, 1981 and together with certificates 62423, 62426, 62428, 62430, 62431, 62433, 62434 supersedes certificate 45354, State Record of Water Right Certificates.

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.

WITNESS the signature of the Water Resources Director, affixed this date SEPTEMBER 29, 1989.

Superseded by  
Cert No. 75333

W/ WILLIAM H. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 62427