

STATE OF OREGON
COUNTY OF MALHEUR
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ORCHARDS WATER COMPANY
BROGAN, OREGON 97903

confirms the right to use the waters of WILLOW CREEK AND RESERVOIR NO. 3; BLACK CREEK AND POLE CREEK AND RESERVOIR NO. 1, tributaries of MALHEUR RIVER, for the purpose of IRRIGATING 419.6 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 MAY 29, 1907, FOR BLACK AND POLE CREEKS.

The right is limited to a diversion of TWO ACRE FEET PER SHARE AND THREE ACRE FEET PER ACRE IRRIGATED DURING ANY IRRIGATION SEASON APPLIED TO THE SHARES, LANDS, AND TRACTS AS DESCRIBED BELOW

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

	SHARES	ACRES
NW 1/4 NW 1/4 SW 1/4 SECTION 14	9.0	10.0
SE 1/4 NW 1/4 SECTION 23	3.4	5.0
N 1/2 NE 1/4 NW 1/4 SECTION 25	8.5	12.6
TOWNSHIP 15 SOUTH, RANGE 42 EAST, W.M.		
NE 1/4 SW 1/4	10.0	10.0
NW 1/4 SW 1/4 SECTION 19	31.8	40.0
NE 1/4 NE 1/4	36.0	24.0 *
SW 1/4 NE 1/4	15.0	10.0
NW 1/4 NW 1/4 SECTION 30	34.9	36.8 *
SW 1/4 NW 1/4	35.5	38.0 *
SE 1/4 NW 1/4	32.1	33.0 *
SW 1/4 SE 1/4	36.8	40.0 *
SE 1/4 SE 1/4 SECTION 32	28.9	35.2 *
TOWNSHIP 15 SOUTH, RANGE 43 EAST, W.M.		
NE 1/4 SW 1/4	26.8	40.0 *
NW 1/4 SW 1/4	20.1	30.0
SW 1/4 SW 1/4	2.1	3.0
SE 1/4 SW 1/4 SECTION 4	13.4	20.0
N 1/2 SE 1/4 SECTION 16	5.6	32.0
TOWNSHIP 16 SOUTH, RANGE 43 EAST, W.M.		

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These rights are subsequent and inferior to other rights under "New Form" contracts described by said decree, and also subsequent and inferior to the rights under "Old Form" contracts described by said decree.

* These lands are also tabulated in part or in whole in certificate 62423. 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 describes that portion of the water right confirmed by certificate 45353, State Record of Water Right Certificates, NOT modified by the provisions of orders of the Water Resources Director entered FEBRUARY 9, 1982 AND AUGUST 16, 1984, approving transfer applications 4960 and 5203.

Canceled Sp. Or. Vol. 52 P. 321

Superseded by
Cert No. 75333

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.

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.

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

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 62435

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