

STATE OF OREGON
COUNTY OF GRANT
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JAMES AND CANDACE BAHRENBURG
P.O. BOX 71
DAYVILLE, OREGON 97825

confirms the right to use the waters of COTTONWOOD CREEK, a tributary of the JOHN DAY RIVER, for the purpose of IRRIGATING 46.8 ACRES.

The right has been confirmed by decree of the Circuit Court of the State of Oregon for GRANT County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 15, at page 461. The date of priority is 1876.

The right is limited to not more than 1.17 CUBIC FEET PER SECOND IF AVAILABLE AT THE ORIGINAL POINT OF DIVERSION.

The points of diversion are located as follows:

SE 1/4 NE 1/4, NW 1/4 SE 1/4, SECTION 29, SE 1/4 NW 1/4, SECTION 28, T 12 S, R 26 E, W.M.; 2550 FEET SOUTH AND 240 FEET WEST; 3940 FEET SOUTH AND 1950 FEET WEST; 1900 FEET SOUTH AND 2370 FEET EAST; ALL FROM THE NW CORNER OF SECTION 28.

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 to June 1, and ONE-EIGHTIETH of one cubic foot per second per acre thereafter. This right is further limited to a diversion of not to exceed one acre-foot per acre per calendar month to June 1, and four acre-feet per acre during the irrigation season of April 1 to September 30.

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

SW 1/4 NW 1/4 28.7 ACRES
SE 1/4 NW 1/4 18.1 ACRES
SECTION 28
TOWNSHIP 12 SOUTH, RANGE 26 EAST, W.M.

This certificate is issued to confirm ADDITIONAL POINTS OF DIVERSION approved by an order of the Water Resources Director entered MAY 24, 1983 and supersedes certificate 51187, 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.

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 DECEMBER 29, 1989.

/s/ WILLIAM H. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 63772

T-5220.JW