

STATE OF OREGON
COUNTY OF UMATILLA
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

HALE BROTHERS FARMS
ROUTE 1, BOX 29 A
ECHO, OREGON 97826

confirms the right to use the waters of BUTTER CREEK, a tributary of UMATILLA RIVER, for the purpose of IRRIGATION OF 429.0 ACRES, DOMESTIC AND LIVESTOCK.

The right has been confirmed by decree of the Circuit Court of the State of Oregon for UMATILLA County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 3, at page 250. The dates of priority are 1866 FOR 0.284 CUBIC FOOT PER SECOND, 1870 FOR 0.568 CFS, 1884 FOR 0.284 CFS, AND 1896 FOR 7.216 CFS.

The right is limited to not more than 8.352 CFS IF AVAILABLE AT THE ORIGINAL POINT OF DIVERSION.

The points of diversion are located as follows:

SW 1/4 NE 1/4, SE 1/4 SW 1/4, SECTION 11, T 2 N, R 27 E, W.M.; 1330 FEET SOUTH AND 270 FEET EAST FROM THE NORTH 1/4 CORNER OF SECTION 11; 970 FEET NORTH AND 450 FEET WEST FROM THE SOUTH 1/4 CORNER OF SECTION 11.

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 4.0 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:

SW 1/4 SW 1/4	40.0 ACRES
SE 1/4 SW 1/4	37.5 ACRES
SW 1/4 SE 1/4	2.5 ACRES
SECTION 1	
SW 1/4 SE 1/4	28.0 ACRES
SE 1/4 SE 1/4	40.0 ACRES
SECTION 2	
NE 1/4 NE 1/4	40.0 ACRES
NW 1/4 NE 1/4	40.0 ACRES
SW 1/4 NE 1/4	40.0 ACRES
SE 1/4 NE 1/4	40.0 ACRES
NE 1/4 SW 1/4	40.0 ACRES
SECTION 11	
NE 1/4 NW 1/4	10.0 ACRES
NW 1/4 NW 1/4	40.0 ACRES
SW 1/4 NW 1/4	31.0 ACRES
SECTION 12	
TOWNSHIP 2 NORTH, RANGE 27 EAST, W.M.	

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T-81517-1900

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This certificate is issued to confirm an ADDITIONAL POINT OF DIVERSION approved by an order of the Water Resources Director entered FEBRUARY 14, 1979 and supersedes certificate 38775, 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 63802

T-3921.JW

T 7680 T 7970

Temp T 7900