

STATE OF OREGON
COUNTY OF UMATILLA
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

EARL L. BROWN
ROUTE 3, BOX 111 F
MILTON-FREEWATER, OREGON 97862

confirms the right to use the waters of MIDDLE BROOK, a spring creek tributary of the WALLA WALLA RIVER, for the purpose of IRRIGATING 5.9 ACRES.

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 12, at page 9. The date of priority is 1887.

The right is limited to not more than ONE AND ONE-HALF MINER'S INCHES PER ACRE IF AVAILABLE AT THE ORIGINAL POINT OF DIVERSION.

The point of diversion is located as follows:

SW 1/4 NE 1/4, SECTION 23, T 6 N, R 35 E, W.M.; 660 FEET NORTH AND 950 FEET EAST FROM THE CENTER 1/4 CORNER OF SECTION 23.

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

SW 1/4 NE 1/4 5.9 ACRES*
SECTION 23
TOWNSHIP 6 NORTH, RANGE 35 EAST, W.M.

*being within the following described tract: The SW 1/4 NE 1/4 of Section 23, T 6 N, R 35 E, W.M., Excepting the following: Beginning at the northwest corner of the SW 1/4 NE 1/4 of Section 23, in said township and range; running thence south 160 feet; thence east 200 feet; thence north 160 feet; thence west 200 feet to the place of beginning.

Also Excepting the following: A strip of land 15 feet in width being 15 feet on the west side of and parallel with the center line of the main tract of the Walla Walla Valley Traction Co.'s line of railway as the same is constructed and on the east line of the SW 1/4 NE 1/4 of said Section 23.

Also Excepting the NE 1/4 of the SW 1/4 NE 1/4 of said Section 23.

This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered AUGUST 30, 1982, and together with certificate 51355, supersedes certificate 12755, 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 FEBRUARY 7, 1990.

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 64091

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