

STATE OF OREGON
COUNTIES OF MORROW AND UMATILLA
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

EDWARD BURL WATTENBERGER, JR
STAR ROUTE
ECHO, OREGON 97826

CANCELED

confirms the right to use the waters of BUTTER CREEK, a tributary of UMATILLA RIVER, for the purpose of IRRIGATING 127.5 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 3, at page 250. The date of priority is 1872 FOR TRACT 1, 1890 FOR TRACT 2, AND 1896 FOR TRACT 3.

The right is limited to not more than 2.53 CUBIC FEET PER SECOND, IF AVAILABLE AT THE ORIGINAL POINTS OF DIVERSION, IDENTIFIED AS POINTS A AND B HEREIN, BEING; 0.10 CFS TRACT 1, 1.12 CFS TRACT 2, AND 1.31 CFS TRACT 3.

The points of diversion are located as follows:

A - SE 1/4 NE 1/4, SECTION 15, B - SW 1/4 NE 1/4, SECTION 10, C - NW 1/4 NE 1/4, SECTION 3, D - SW 1/4 NE 1/4, SECTION 3, T 1 N, R 27 E, W.M.; A - 1650 FEET SOUTH & 1250 FEET WEST FROM NE CORNER OF SECTION 15, B - 10 FEET NORTH & 2000 FEET WEST FROM E 1/4 CORNER OF SECTION 10, C - 370 FEET SOUTH & 300 FEET EAST, D - 1600 FEET SOUTH & 630 FEET EAST, BOTH FROM N 1/4 CORNER SECTION 3.

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:

	TRACT 1	TRACT 2	TRACT 3
NW 1/4 SE 1/4		0.2 ACRE	
SW 1/4 SE 1/4	2.8 ACRES	25.6 ACRES	
SE 1/4 SE 1/4		0.8 ACRE	
SECTION 34			
T 2 N, R 27 E, WM			
NE 1/4 NE 1/4		1.3 ACRES	
NW 1/4 NE 1/4	2.2 ACRES	26.8 ACRES	
SW 1/4 NE 1/4		1.9 ACRES	24.5 ACRES
SE 1/4 NE 1/4			1.7 ACRES
NE 1/4 SE 1/4			8.9 ACRES
NW 1/4 SE 1/4			30.7 ACRES
NE 1/4 SW 1/4			<u>0.1</u> ACRE
SECTION 3	<u>5.0</u>	<u>56.6</u>	<u>65.9</u>
T 1 N, R 27 E, WM			

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SUPERSEDED BY
CERT. NO. 86723

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This certificate is issued to correctly describe the PLACE OF USE and supersedes certificate 61997, 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 MARCH 12, 1990.

/s/ WILLIAM H. YOUNG
Water Resources Director

Recorded in State Record of Water Right Certificates numbered 64173.

T-2944.BE

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