

STATE OF OREGON
COUNTY OF WHEELER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DANIEL LEO HOWE
HC 69, BOX 970
MITCHELL, OREGON 97750

confirms the right to use the waters of WEST BRANCH, a tributary of BRIDGE CREEK, for the purpose of IRRIGATING 6.0 ACRES.

The right has been confirmed by decree of the Circuit Court of the State of Oregon for WHEELER County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 12, at page 388. The date of priority is 1872.

The right is limited to not more than 0.15 CUBIC FOOT PER SECOND, IF AVAILABLE AT THE ORIGINAL POINT OF DIVERSION.

The point of diversion is located as follows:

SE 1/4 NE 1/4, SECTION 3, T 12 S, R 20 E, W.M.; 1620 FEET SOUTH AND 800 FEET WEST FROM THE NE CORNER OF 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 ONE-FORTIETH of one cubic foot per second per acre of land irrigated before June 15, and ONE-EIGHTIETH of one cubic foot per second per acre after June 15, during the irrigation season from March 1 to October 1 of each year.

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

LOT 1 (NE 1/4 NE 1/4) 3.8 ACRES
SE 1/4 NE 1/4 2.2 ACRES
SECTION 3
TOWNSHIP 12 SOUTH, RANGE 20 EAST, W.M.

This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered JULY 3, 1974, and together with certificate 42159, supersedes certificate 13594, 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 SEPTEMBER 28, 1990.

/s/ WILLIAM H. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 64848.

T-3018.JW