

STATE OF OREGON
COUNTY OF WALLOWA
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

TIM MELVILLE
HCR 61, BOX 4
ENTERPRISE, OREGON 97828

confirms the right to use the waters of PRAIRIE CREEK, BIG SHEEP CREEK, LITTLE SHEEP CREEK, MCCULLEY CREEK and the WALLOWA RIVER, a tributary of the GRANDE RONDE RIVER, for the purpose of IRRIGATING 299.7 ACRES.

The right has been perfected under Permit 40441. The date of priority is SEPTEMBER 20, 1973. The right is limited to not more than 7.50 CUBIC FEET PER SECOND; BEING 1.5 cfs from each source or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

SW 1/4 SW 1/4, SECTION 26, T 2 S, R 45 E, W.M.; LOT 4 (NE 1/4 NW 1/4), LOT 5 (NW 1/4 NW 1/4) SECTION 5, T 3 S, R 45 E, W.M.; NE 1/4 NE 1/4, SECTION 19, T 3 S, R 46 E, W.M.; NW 1/4 NW, 1/4 SECTION 9 NE 1/4 SE 1/4, SECTION 32, T 4 S, R 46 E, W.M.; PRAIRIE CREEK - NORTH 68 DEGREES 39 MINUTES WEST, 2337 FEET FROM THE S 1/4 CORNER OF SECTION 26; WALLOWA RIVER - 880 FEET SOUTH AND 1550 FEET WEST, 140 FEET SOUTH AND 610 FEET WEST, BOTH FROM THE NW CORNER OF SECTION 5; MCCULLEY CREEK - 1200 FEET SOUTH AND 1200 FEET WEST FROM THE NE CORNER OF SECTION 19; LITTLE SHEEP CREEK - SOUTH 81 DEGREES 7 MINUTES EAST, 138 FEET FROM THE NW CORNER OF SECTION 9; BIG SHEEP CREEK - SOUTH 72 DEGREES 38 MINUTES WEST, 681 FEET FROM THE E 1/4 CORNER OF SECTION 32.

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 and shall be further limited to a diversion of not to exceed 3.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

The right shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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 1.7 ACRES
SE 1/4 SW 1/4 10.1 ACRES
SECTION 25

NW 1/4 NE 1/4 2.0 ACRES
SW 1/4 NE 1/4 4.8 ACRES
NE 1/4 NW 1/4 38.5 ACRES
NW 1/4 NW 1/4 5.6 ACRES
SW 1/4 NW 1/4 0.2 ACRES
SE 1/4 NW 1/4 38.4 ACRES
NE 1/4 SW 1/4 38.7 ACRES
NW 1/4 SW 1/4 1.4 ACRES
SW 1/4 SW 1/4 4.7 ACRES
SE 1/4 SW 1/4 26.0 ACRES
NW 1/4 SE 1/4 3.5 ACRES

SECTION 36

TOWNSHIP 1 SOUTH, RANGE 45 EAST, W.M.

SEE NEXT PAGE

LOT 3 (NE 1/4 NW 1/4) 4.0 ACRES
 LOT 4 (NW 1/4 NW 1/4) 3.3 ACRES
 SW 1/4 NW 1/4 15.5 ACRES
 SE 1/4 NW 1/4 0.7 ACRE
 NE 1/4 SW 1/4 2.8 ACRES
 NW 1/4 SW 1/4 4.6 ACRES
 SW 1/4 SW 1/4 1.7 ACRES
 SE 1/4 SW 1/4 10.6 ACRES
 NW 1/4 SE 1/4 3.1 ACRES
 SW 1/4 SE 1/4 37.4 ACRES
 SE 1/4 SE 1/4 4.7 ACRES

SECTION 1

NE 1/4 SE 1/4 1.4 ACRES
 SECTION 2

NE 1/4 NE 1/4 3.9 ACRES
 NW 1/4 NE 1/4 30.4 ACRES

SECTION 12

TOWNSHIP 2 SOUTH, RANGE 45 EAST, W.M.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands of place of use described. The right is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed this date OCTOBER 29, 1990.

/s/ WILLIAM H. YOUNG
 Water Resources Director

Recorded in State Record of Water Right Certificates numbered 64886

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