

STATE OF OREGON
COUNTY OF WHEELER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MICHAEL W. EPSON, NOLAN P. WILBURN
& DARRELL G. DAVIS
C/O SHELTON DAVIS
STAR ROUTE
SPRAY, OREGON 97830

confirms the right to use the waters of JOHN DAY RIVER, a tributary of COLUMBIA RIVER, for the purpose of IRRIGATING OF 32.8 ACRES.

This right has been perfected under Permit 47794. The date of priority is MAY 2, 1983. This right is limited to 0.82 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

1 - SE 1/4 SW 1/4 OF SECTION 33, T 8 S, R 25 E, W.M.; 2 - NW 1/4 NW 1/4 OF SECTION 5, T 9 S, R 25 E, W.M. DIVERSION 1 - 900 FEET NORTH AND 3060 FEET EAST; DIVERSION 2 - 750 FEET SOUTH AND 300 FEET EAST; BOTH FROM THE NW CORNER OF SECTION 5, T 9 S, R 25 E, W.M.

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-FORTIETH of one cubic foot per second (or its equivalent) and 5.0 acre-feet for each acre irrigated during the irrigation season of each year.

This right shall conform to any reasonable rotation system ordered by the proper state officer.

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

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SE 1/4 NE 1/4 1.3 ACRES
NE 1/4 SE 1/4 11.3 ACRES
SE 1/4 SE 1/4 11.1 ACRES
SECTION 32

SW 1/4 NW 1/4 3.7 ACRES
SE 1/4 NW 1/4 1.0 ACRE
SW 1/4 SW 1/4 1.2 ACRES
SE 1/4 SW 1/4 0.8 ACRE
SECTION 33

TOWNSHIP 8 SOUTH, RANGE 25 EAST, W.M.

LOT 4 (NW 1/4 NW 1/4) 2.4 ACRES
SECTION 5
TOWNSHIP 9 SOUTH, RANGE 25 EAST, W.M.

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. This 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
OCTOBER 24, 1991.

/s/ WILLIAM H. YOUNG

William H. Young

Recorded in State Record of Water Right Certificates numbered 66839.