

STATE OF OREGON
COUNTY OF GRANT
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

PHILIP MURPHY
PO BOX 4
MONUMENT, OREGON 97864

confirms the right to use the waters of DRY CREEK, AN UNNAMED DRAW, NORTH FORK JOHN DAY RIVER AND USE OF 9.2 ACRE FEET OF STORED WATER FROM A RESERVOIR, CONSTRUCTED UNDER PERMIT R-10604, a tributary of JOHN DAY RIVER, for IRRIGATION OF 57.7 ACRES AND SUPPLEMENTAL IRRIGATION OF 102.9 ACRES.

This right was perfected under Permit 49608. The date of priority is JUNE 30, 1983 FOR 1.26 CFS FROM DRY CREEK FOR PRIMARY AND SUPPLEMENTAL IRRIGATION AND USE OF WATER FROM THE UNNAMED DRAW, NORTH FORK JOHN DAY RIVER AND RESERVOIR FOR SUPPLEMENTAL IRRIGATION; MARCH 27, 1986 FOR 1.28 CFS FROM NORTH FORK OF JOHN DAY RIVER FOR PRIMARY IRRIGATION. This right is limited to 2.54 CUBIC FEET 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-SW 1/4 SW 1/4, SECTION 1, T 9 S, R 27 E, W.M.; 1100 FEET NORTH AND 900 FEET EAST FROM THE SW CORNER OF SECTION 1. 2-NE 1/4 NE 1/4, SECTION 11; 610 SOUTH AND 560 FEET WEST; 3-NE 1/4 SE 1/4, SECTION 11; 2650 FEET SOUTH AND 10 FEET WEST, 4-SE 1/4 NE 1/4, SECTION 11; 1700 FEET SOUTH AND 110 FEET WEST, 5-NE 1/4 NE 1/4, SECTION 11; 500 FEET SOUTH AND 180 FEET WEST, ALL FROM THE NE CORNER OF SECTION 11.

The amount of water used for irrigation 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 4.0 acre-feet for each acre irrigated during the irrigation season of each year. This right is limited to any deficiency in the available supply of any prior right existing for the same land.

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

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

PRIMARY NORTH FORK JOHN DAY
NW 1/4 SW 1/4 1.2 ACRES
SW 1/4 SW 1/4 5.3 ACRES
SE 1/4 SW 1/4 0.5 ACRE
SECTION 1

NE 1/4 NE 1/4 10.5 ACRES
NW 1/4 NE 1/4 11.9 ACRES
SW 1/4 NE 1/4 10.0 ACRES
SE 1/4 NE 1/4 11.7 ACRES
SECTION 11

NW 1/4 NW 1/4 1.2 ACRE
SECTION 12
TOWNSHIP 9 SOUTH, RANGE 27 EAST, W.M.

SEE NEXT PAGE

PRIMARY DRY CREEK

SE 1/4 SE 1/4 3.6 ACRES
SECTION 2

NE 1/4 NE 1/4 1.8 ACRES
SECTION 11

SUPPLEMENTAL DRY CREEK AND RESERVOIR

NW 1/4 SW 1/4 1.2 ACRES
SW 1/4 SW 1/4 35.3 ACRES
SE 1/4 SW 1/4 6.2 ACRES
SECTION 1

SE 1/4 SE 1/4 0.3 ACRE
SECTION 2

NE 1/4 NE 1/4 3.2 ACRES
SECTION 11

NW 1/4 NW 1/4 7.2 ACRES
SECTION 12

SUPPLEMENTAL RESERVOIR

NE 1/4 NE 1/4 10.5 ACRES
NW 1/4 NE 1/4 11.9 ACRES
SW 1/4 NE 1/4 10.0 ACRES
SE 1/4 NE 1/4 11.7 ACRES
SECTION 11

SUPPLEMENTAL UNNAMED DRAW, NORTH FORK JOHN DAY RIVER, AND RESERVOIR

NE 1/4 NE 1/4 1.8 ACRES
SECTION 11

SE 1/4 SE 1/4 3.6 ACRES
SECTION 2

TOWNSHIP 9 SOUTH, RANGE 27 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. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

WITNESS the signature of the Water Resources Director, affixed NOVEMBER 25, 1991.

/s/ WILLIAM H. YOUNG

William H. Young

Recorded in State Record of Water Right Certificates numbered 66898.

65245.KK