

STATE OF OREGON
COUNTY OF WASCO
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

OREGON DEPARTMENT OF FISH AND WILDLIFE
P.O. BOX 59
PORTLAND, OREGON 97207

confirms the right to use the waters of THREE MILE CREEK, a tributary of WHITE RIVER, for MAINTAINING CODY PONDS 1, 3, 4 AND 5 FOR FISH.

This right was perfected under permit 2248. The date of priority is August 28, 1914. The right is limited to 0.07 CUBIC FOOT PER SECOND DURING THE IRRIGATION SEASON, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NE 1/4 NE 1/4, SECTION 10, T 4 S, R 11 E, W.M.; 726 FEET SOUTH
AND 528 FEET WEST FROM THE NE CORNER OF SECTION 10.

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

POND 1
NW 1/4 NW 1/4
SECTION 13
TOWNSHIP 4 SOUTH, RANGE 11 EAST, W.M.

POND 3
NW 1/4 NW 1/4

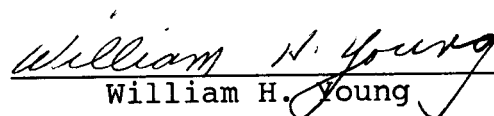
POND 4
SW 1/4 NW 1/4

POND 5
SE 1/4 NW 1/4
SECTION 18
TOWNSHIP 4 SOUTH, RANGE 12 EAST, W.M.

This certificate is issued to confirm changes in use, place of use, and point of diversion approved by orders of the Water Resources Director entered April 15, 1965 and June 26, 1978 approving transfer application O-40 and supersedes certificate 1223, State Record of Water Right Certificates.

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.

WITNESS the signature of the Water Resources Director, affixed
JANUARY 30, 1992.


William H. Young

Recorded in State Record of Water Right Certificates numbered 67111.

T-O-40.VRG