

STATE OF OREGON
COUNTY OF BAKER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

PINE LAKES DITCH AND RESERVOIRS COMPANY
HALFWAY, OREGON 97834

confirms the right to use the waters of PINE CREEK AND EAST LAKE RESERVOIR CONSTRUCTED UNDER PERMIT R-2309, a tributary of the SNAKE RIVER, for IRRIGATION OF 454.3 ACRES AND SUPPLEMENTAL IRRIGATION OF 2160.1 ACRES.

This right was perfected under Permit 26491. The date of priority is OCTOBER 7, 1959. This right is limited to 9.52 CUBIC FOOT PER SECOND FROM PINE CREEK AND 132.5 ACRE-FEET FROM EAST LAKE RESERVOIR or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

RESERVOIR - SE $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 10, T 6 S, R 45 E, W.M.; CREEK - NE $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 15; NE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 22, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 23; NW $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 25; NE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 26, T 7 S, R 45 E, W.M.; 1,930 FEET NORTH AND 1,020 FEET WEST (MOORE), 1,620 FEET NORTH AND 1,010 FEET WEST (CURRY), 170 FEET SOUTH AND 200 FEET WEST (POSEY VALLEY) ALL FROM SE CORNER, SECTION 15; 3,050 FEET NORTH AND 3,780 FEET WEST (STEEL), 980 FEET NORTH AND 2,340 FEET WEST (FOOTHILLS), 350 FEET NORTH AND 1,830 FEET WEST (GAYLORD), 1,050 FEET SOUTH AND 1,100 FEET WEST (MILLS), 2,900 FEET SOUTH AND 400 FEET EAST (TARTERS SLOUGH); ALL FROM NE CORNER, SECTION 26, T 7 S, R 45 E, W.M.

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 1/2 acre-feet for each acre irrigated during the irrigation season of each year.

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	SUPPLEMENTAL
SW $\frac{1}{4}$ NE $\frac{1}{4}$		4.0 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$	1.6 ACRES	18.0 ACRES
NE $\frac{1}{4}$ SW $\frac{1}{4}$		3.6 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$	4.2 ACRES	22.0 ACRES
NE $\frac{1}{4}$ SE $\frac{1}{4}$		26.7 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$		28.6 ACRES
SW $\frac{1}{4}$ SE $\frac{1}{4}$		1.5 ACRES
SECTION 23		

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	PRIMARY	SUPPLEMENTAL
SW $\frac{1}{4}$ NW $\frac{1}{4}$	14.0 ACRES	
NW $\frac{1}{4}$ SW $\frac{1}{4}$	7.7 ACRES	34.0 ACRES
SW $\frac{1}{4}$ SW $\frac{1}{4}$		9.0 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$	30.0 ACRES	8.2 ACRES
NE $\frac{1}{4}$ SE $\frac{1}{4}$		9.9 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$	0.4 ACRE	7.0 ACRES
SW $\frac{1}{4}$ SE $\frac{1}{4}$	6.7 ACRES	31.8 ACRES
SE $\frac{1}{4}$ SE $\frac{1}{4}$		36.6 ACRES
SECTION 24		
NE $\frac{1}{4}$ NE $\frac{1}{4}$	2.4 ACRES	33.1 ACRES
NW $\frac{1}{4}$ NE $\frac{1}{4}$		39.2 ACRES
SW $\frac{1}{4}$ NE $\frac{1}{4}$		37.7 ACRES
NE $\frac{1}{4}$ NW $\frac{1}{4}$	5.4 ACRES	16.8 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$		36.9 ACRES
NW $\frac{1}{4}$ SW $\frac{1}{4}$		20.5 ACRES
SW $\frac{1}{4}$ SW $\frac{1}{4}$		37.6 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$		37.6 ACRES
SECTION 25		
NW $\frac{1}{4}$ NE $\frac{1}{4}$		12.8 ACRES
SW $\frac{1}{4}$ NE $\frac{1}{4}$	12.0 ACRES	10.0 ACRES
NE $\frac{1}{4}$ NW $\frac{1}{4}$	8.2 ACRES	29.0 ACRES
NW $\frac{1}{4}$ NW $\frac{1}{4}$		13.0 ACRES
SW $\frac{1}{4}$ NW $\frac{1}{4}$	0.1 ACRE	
SE $\frac{1}{4}$ NW $\frac{1}{4}$	6.6 ACRES	21.0 ACRES
NE $\frac{1}{4}$ SE $\frac{1}{4}$	1.0 ACRE	35.0 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$	0.1 ACRE	
SECTION 26		
NW $\frac{1}{4}$ NE $\frac{1}{4}$	7.0 ACRES	17.0 ACRES
SW $\frac{1}{4}$ NE $\frac{1}{4}$	5.9 ACRES	34.0 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$	3.5 ACRES	
SE $\frac{1}{4}$ NW $\frac{1}{4}$		17.6 ACRES
NE $\frac{1}{4}$ SW $\frac{1}{4}$		29.4 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$		1.0 ACRE
NE $\frac{1}{4}$ SE $\frac{1}{4}$		33.5 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$	3.0 ACRES	40.0 ACRES
SW $\frac{1}{4}$ SE $\frac{1}{4}$		6.8 ACRES
SE $\frac{1}{4}$ SE $\frac{1}{4}$		41.8 ACRES
SECTION 35		
NE $\frac{1}{4}$ NE $\frac{1}{4}$	3.4 ACRES	26.0 ACRES
NW $\frac{1}{4}$ NE $\frac{1}{4}$	0.2 ACRE	
SW $\frac{1}{4}$ SW $\frac{1}{4}$	0.1 ACRE	
SECTION 36		
TOWNSHIP 7 SOUTH, RANGE 45 EAST, W.M.		
LOT 2 (SW $\frac{1}{4}$ NW $\frac{1}{4}$)	0.6 ACRE	35.0 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$		0.4 ACRE
LOT 4 (SW $\frac{1}{4}$ SW $\frac{1}{4}$)		35.2 ACRES
SECTION 30		
LOT 1 (NW $\frac{1}{4}$ NW $\frac{1}{4}$)		34.2 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$		9.4 ACRES
SECTION 31		
TOWNSHIP 7 SOUTH, RANGE 46 EAST, W.M.		

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	PRIMARY	SUPPLEMENTAL
LOT 3 (NE $\frac{1}{4}$ NW $\frac{1}{4}$)		37.7 ACRES
LOT 4 (NW $\frac{1}{4}$ NW $\frac{1}{4}$)		32.0 ACRES
SW $\frac{1}{4}$ NW $\frac{1}{4}$		26.6 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$		33.4 ACRES
NE $\frac{1}{4}$ SW $\frac{1}{4}$		4.0 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$		2.8 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$		39.7 ACRES
SW $\frac{1}{4}$ SE $\frac{1}{4}$		40.0 ACRES
SE $\frac{1}{4}$ SE $\frac{1}{4}$		39.2 ACRES
SECTION 1		
LOT 1 (NE $\frac{1}{4}$ NE $\frac{1}{4}$)		27.0 ACRES
LOT 2 (NW $\frac{1}{4}$ NE $\frac{1}{4}$)		33.8 ACRES
LOT 3 (NE $\frac{1}{4}$ NW $\frac{1}{4}$)	0.3 ACRE	
SECTION 2		
NE $\frac{1}{4}$ NE $\frac{1}{4}$	1.7 ACRES	38.6 ACRES
NW $\frac{1}{4}$ NE $\frac{1}{4}$	13.5 ACRES	26.5 ACRES
SW $\frac{1}{4}$ NE $\frac{1}{4}$	42.6 ACRES	1.0 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$	1.8 ACRES	40.0 ACRES
NE $\frac{1}{4}$ NW $\frac{1}{4}$	20.0 ACRES	18.5 ACRES
NW $\frac{1}{4}$ NW $\frac{1}{4}$	0.7 ACRE	
SE $\frac{1}{4}$ NW $\frac{1}{4}$	18.7 ACRES	
NW $\frac{1}{4}$ SE $\frac{1}{4}$	14.4 ACRES	
SECTION 12		
NE $\frac{1}{4}$ NE $\frac{1}{4}$	0.6 ACRE	20.6 ACRES
SECTION 13		
TOWNSHIP 8 SOUTH, RANGE 45 EAST, W.M.		
LOT 4 (NE $\frac{1}{4}$ NW $\frac{1}{4}$)		18.6 ACRES
LOT 5 (NW $\frac{1}{4}$ NW $\frac{1}{4}$)	1.8 ACRES	35.0 ACRES
LOT 6 (SW $\frac{1}{4}$ NW $\frac{1}{4}$)	0.3 ACRE	36.3 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$		38.8 ACRES
NE $\frac{1}{4}$ SW $\frac{1}{4}$		40.0 ACRES
LOT 7 (NW $\frac{1}{4}$ SW $\frac{1}{4}$)	1.8 ACRES	35.0 ACRES
LOT 8 (SW $\frac{1}{4}$ SW $\frac{1}{4}$)	13.5 ACRES	20.0 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$		36.7 ACRES
SECTION 6		
NE $\frac{1}{4}$ NW $\frac{1}{4}$	1.6 ACRES	21.0 ACRES
LOT 1 (NW $\frac{1}{4}$ NW $\frac{1}{4}$)		17.0 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$	5.0 ACRES	34.2 ACRES
NE $\frac{1}{4}$ SW $\frac{1}{4}$		37.0 ACRES
LOT 3 (NW $\frac{1}{4}$ SW $\frac{1}{4}$)		35.6 ACRES
LOT 4 (SW $\frac{1}{4}$ SW $\frac{1}{4}$)		36.6 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$		39.0 ACRES
SW $\frac{1}{4}$ SE $\frac{1}{4}$	0.5 ACRE	3.0 ACRES
SECTION 7		
SW $\frac{1}{4}$ NE $\frac{1}{4}$		15.4 ACRES
SW $\frac{1}{4}$ NW $\frac{1}{4}$	26.3 ACRES	13.5 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$	1.8 ACRES	38.0 ACRES
NE $\frac{1}{4}$ SW $\frac{1}{4}$	7.8 ACRES	13.0 ACRES
NW $\frac{1}{4}$ SW $\frac{1}{4}$	35.6 ACRES	
NW $\frac{1}{4}$ SE $\frac{1}{4}$		37.6 ACRES
SW $\frac{1}{4}$ SE $\frac{1}{4}$		28.6 ACRES
SECTION 17		
LOT 1 (NW $\frac{1}{4}$ NW $\frac{1}{4}$)		35.2 ACRES
SECTION 18		

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	PRIMARY	SUPPLEMENTAL
NE $\frac{1}{4}$ NE $\frac{1}{4}$	5.0 ACRES	8.4 ACRES
NW $\frac{1}{4}$ NE $\frac{1}{4}$	30.3 ACRES	7.2 ACRES
SW $\frac{1}{4}$ NE $\frac{1}{4}$	34.0 ACRES	5.0 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$	6.0 ACRES	30.6 ACRES
NE $\frac{1}{4}$ NW $\frac{1}{4}$	30.4 ACRES	
SE $\frac{1}{4}$ NW $\frac{1}{4}$	14.2 ACRES	

SECTION 20

TOWNSHIP 8 SOUTH, RANGE 46 EAST, W.M.

This certificate describes the water right confirmed by the prior certificate recorded at page 53610, Volume 48, State Record of Water Right Certificates, as modified by the provisions of an order of the Water Resources Director entered on June 10, 1992, approving transfer 6421.

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. 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 JUNE 10, 1992.

MSL MARTHA O. PAGEL

Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 67383.

T-6421.LHN