

STATE OF OREGON
COUNTY OF WALLOWA
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

J.D. BANE
208 SOUTH RIVER STREET
P.O. BOX 337
ENTERPRISE, OREGON 97828

confirms the right to use the waters of TWO WELLS in the WALLOWA RIVER BASIN for IRRIGATING 72.3 ACRES.

This right was perfected under Permit G-9011. The date of priority is MAY 19, 1980. The right is limited to not more than 0.90 CUBIC FOOT PER SECOND, BEING 0.50 CFS FROM SOUTH WELL AND 0.40 CFS FROM NORTH WELL, or its equivalent in case of rotation, measured at the well.

The wells are located as follows:

SE 1/4 NW 1/4, SECTION 35, T 1 S, R 44 E, W.M.; 1470 FEET SOUTH AND 400 FEET WEST, 1370 FEET SOUTH AND 450 FEET WEST, BOTH FROM THE NORTH 1/4 CORNER OF SECTION 35.

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-EIGHTIETH 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 3.0 acre-feet per acre 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:

SW 1/4 NE 1/4 29.0 ACRES
SE 1/4 NE 1/4 39.0 ACRES
SE 1/4 NW 1/4 4.3 ACRES
SECTION 35
TOWNSHIP 1 SOUTH, RANGE 44 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.

WITNESS the signature of the Water Resources Director, affixed JULY 24, 1992.

/s/ MARTHA O. PAGEL

Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 67558.

G-9746.KK