

STATE OF OREGON
COUNTY OF BAKER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LORVAL JOHNSON
RR BOX 29
HALFWAY, OREGON 97834

confirms the right to use the waters of EAST PINE CREEK, a tributary of PINE CREEK, for IRRIGATION OF 10.0 ACRES AND STOCK USE.

This right was confirmed by decree of the Circuit Court of the State of Oregon for BAKER County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 11, at Page 235. The date of priority is 1898.

The use is limited to 0.25 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source THE FIVE POINT DITCH.

The quantity of water diverted at the new point of diversion, together with that diverted at the old diversion, shall not exceed the quantity of water available at the original point of diversion.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, SHALL NOT EXCEED ONE-FORTIETH CUBIC FOOT PER SECOND per acre, measured at the point of diversion, and a total limitation of 1.0 ACRE-FOOT PER ACRE DURING JULY, 1.0 ACRE-FOOT PER ACRE DURING AUGUST AND 0.5 ACRE-FOOT PER ACRE DURING SEPTEMBER, OF EACH YEAR.

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

The points of diversion are located as follows:

SE 1/4 SW 1/4, SECTION 20, T 7 S, R 46 E, W.M.; 67 FEET NORTH AND 795 FEET WEST FROM THE SOUTH 1/4 CORNER OF SECTION 20; SE 1/4 SE 1/4, SECTION 29, T 7 S, R 46 E, W.M.; 2080 FEET SOUTH AND 1595 FEET EAST OF THE C 1/4 CORNER OF SECTION 29.

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

NE 1/4 SW 1/4 9.6 ACRES
NW 1/4 SW 1/4 0.4 ACRE
SECTION 33
TOWNSHIP 7 SOUTH, RANGE 46 EAST, W.M.

This certificate is issued to confirm a change FOR POINTS OF DIVERSION AND CHANGE IN PLACE OF USE AND PARTIAL CANCELLATION FOR DOMESTIC USE approved by orders of the Water Resources Director entered DECEMBER 29, 1989, and together with Certificate 63769, supersedes Certificate 10407, State Record of Water Right Certificates.

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.

SEE NEXT PAGE

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 and is subject to all other conditions and limitations contained in said decree.

WITNESS the signature of the Water Resources Director, affixed
MAY , 1995.

/s/ MARTHA O. PAGEL

Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 68491.

T-6187B.DSM