

STATE OF OREGON  
 COUNTY OF GRANT  
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

PHILLIP MURPHY  
 BOX 114  
 MONUMENT, OREGON 97864

confirms the right to use the waters of COTTONWOOD CREEK AND NORTH FORK JOHN DAY RIVER, tributaries of the JOHN DAY RIVER, for IRRIGATION OF 30.0 ACRES ON TRACT NO. 1 AND PRIMARY/SUPPLEMENTAL IRRIGATION OF 3.0 ACRES ON TRACT NO 2.

This right was perfected under Permit 47841. The date of priority is JUNE 7, 1983. This right is limited to 0.825 CUBIC FOOT PER SECOND (CFS); BEING 0.750 CFS FROM COTTONWOOD CREEK FOR PRIMARY IRRIGATION OF 30.0 ACRES AND 0.075 CFS FROM COTTONWOOD CREEK WITH ANY DEFICIENCY IN THE SUPPLY TO BE APPROPRIATED FROM NORTH FORK JOHN DAY RIVER FOR PRIMARY/SUPPLEMENTAL IRRIGATION OF 3.0 ACRES or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

POD # 1 - COTTONWOOD CR.- NE 1/4 NW 1/4, SECTION 12, T 9 S, R 27 E, W.M.; 3100 FEET SOUTH AND 40 FEET WEST; POD # 2 - NORTH FORK JOHN DAY RIVER - NW 1/4 NE 1/4, SECTION 1, T 9 S, R 27 E, W.M.; 970 FEET SOUTH AND 340 FEET EAST; BOTH BEING FROM THE CENTER QUARTER CORNER OF SECTION 1.

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 5.0 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:

	<u>PRIMARY</u> <u>(TRACT NO. 1)</u>	<u>PRIMARY/SUPPLEMENTAL</u> <u>(TRACT NO. 2)</u>
SE 1/4 SW 1/4	3.5 ACRES	
NW 1/4 SE 1/4	1.6 ACRES	
SW 1/4 SE 1/4	22.3 ACRES	
	SECTION 1	
NW 1/4 NE 1/4	1.6 ACRES	3.0 ACRES
NE 1/4 NW 1/4	1.0 ACRE	
	SECTION 12	
	TOWNSHIP 9 SOUTH, RANGE 27 EAST, W.M.	

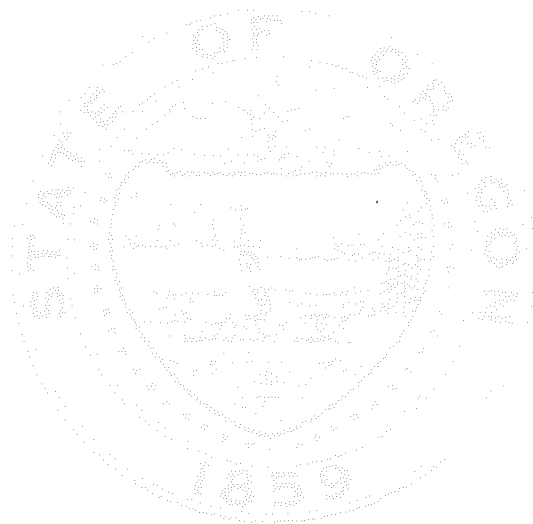
The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

SEE NEXT PAGE

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

WITNESS the signature of the Water Resources Director, affixed OCTOBER 10 ,  
1995.

/s/ MARTHA O. PAGEL  
Martha O. Pagel



Recorded in State Record of Water Right Certificates numbered 68623.