

STATE OF OREGON

COUNTY OF MALHEUR

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DEE GARNER DONALD SIMPSON
2740 TWILIGHT DR. 1055 RIVERVIEW DR.
NYSSA, OR 97913 NYSSA, OR 97913

confirms the right to use the waters of OWYHEE RIVER, a tributary of SNAKE RIVER, for IRRIGATION of 80.0 acres.

This right was perfected under Permit 1977. The date of priority is March 19, 1914. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1.0 CUBIC FOOT PER SECOND 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 $\frac{1}{4}$ NE $\frac{1}{4}$, Section 6, T 21 S, R 46 E, WM; 1226 feet South and 696 feet West from the NW corner, Section 6.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent 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 $\frac{1}{4}$ SE $\frac{1}{4}$ 27.0 ACRES
SE $\frac{1}{4}$ SE $\frac{1}{4}$ 22.0 ACRES
NE $\frac{1}{4}$ SE $\frac{1}{4}$ 16.0 ACRES

SECTION 32

TOWNSHIP 20 SOUTH, RANGE 46 EAST, W.M.

NE $\frac{1}{4}$ NW $\frac{1}{4}$ 15.0 ACRES

SECTION 5

TOWNSHIP 21 SOUTH, RANGE 46 EAST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 2130, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered NOV 14 1995, approving Transfer Application 6977.

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 NOV 14 1995.

/s/ MARTHA O. PAGEL

Martha O. Pagel, Director

Recorded in State Record of Water Right Certificates numbered 68682.
T-6977.VC

Cancelled - sp. of Rec. Vol. 53 p. 86 NOV 14 1995