

STATE OF OREGON
COUNTY OF WALLOWA
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

OLMSTED BROTHERS
PORTLAND, OREGON

confirms the right to use the waters of INDIAN CREEK FOR TRACT 1; BEAR CREEK FOR TRACT 2; AND IMNAHA RIVER FOR TRACT 3, for IRRIGATION OF 25.7 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for WALLOWA County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 11, at Page 6. The date of priority is 1885 FOR TRACTS 1 AND 2; 1904 FOR TRACT 3.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed THREE-EIGHTIETHS OF ONE CUBIC FOOT PER SECOND PER ACRE OF LAND IRRIGATED, AND NOT TO EXCEED ONE AND ONE-HALF ACRE FEET PER ACRE DURING ANY PERIOD OF 30 DAYS DURING THE IRRIGATION SEASON or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

OLMSTEAD DITCH.

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

TRACT 1

NW $\frac{1}{4}$ NE $\frac{1}{4}$ 1.0 ACRE
NE $\frac{1}{4}$ NW $\frac{1}{4}$ 4.5 ACRES

SECTION 29
TOWNSHIP 2 NORTH, RANGE 48 EAST, W.M.

TRACT 2

SW $\frac{1}{4}$ NE $\frac{1}{4}$ 6.0 ACRES
NE $\frac{1}{4}$ NW $\frac{1}{4}$ 2.6 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$ 9.2 ACRES
NE $\frac{1}{4}$ SW $\frac{1}{4}$ 1.4 ACRES

SECTION 29
TOWNSHIP 2 NORTH, RANGE 48 EAST, W.M.

TRACT 3

NW $\frac{1}{4}$ NE $\frac{1}{4}$ 1.0 ACRE
SECTION 29

TOWNSHIP 2 NORTH, RANGE 48 EAST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 9380, State Record of Water Right Certificates, NOT modified by the provisions of orders of the Water Resources Director entered DEC 07 1995, approving Transfer Application 6922, and November 9, 1995, approving Transfer Application 6923.

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

WITNESS the signature of the Water Resources Director,
affixed DEC 07 1995.

/s/ MARTHA O. PAGEL
Martha O. Pagel, Director

Recorded in State Record of Water Right Certificates numbered 68703.

T-6922.VLC