

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

HOWELL DITCH COMPANY  
RICHLAND, OREGON 97870

confirms the right to use SEEPAGE WATERS from WATERBURY-ALLEN DITCH, a tributary of POWDER RIVER, for SUPPLEMENTAL IRRIGATION of 267.2 ACRES.

This right was perfected under Permit 7227. The date of priority is MARCH 12, 1926. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 3.11 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:

WITHIN the NE $\frac{1}{4}$  NE $\frac{1}{4}$  of SECTION 28,  
TOWNSHIP 9 SOUTH, RANGE 45 EAST, W.M.

The use hereunder for irrigation shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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-EIGHTIETH of one cubic foot per second for each acre irrigated during the irrigation season of each year.

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

NE $\frac{1}{4}$ NE $\frac{1}{4}$  4.0 ACRES  
SW $\frac{1}{4}$ NE $\frac{1}{4}$  6.0 ACRES  
SE $\frac{1}{4}$ NE $\frac{1}{4}$  8.0 ACRES  
SECTION 35

NE $\frac{1}{4}$ NE $\frac{1}{4}$  17.0 ACRES  
NW $\frac{1}{4}$ NE $\frac{1}{4}$  15.0 ACRES  
NE $\frac{1}{4}$ NW $\frac{1}{4}$  16.5 ACRES  
NW $\frac{1}{4}$ NW $\frac{1}{4}$  16.0 ACRES  
SE $\frac{1}{4}$ NE $\frac{1}{4}$  30.0 ACRES  
SW $\frac{1}{4}$ NE $\frac{1}{4}$  21.5 ACRES  
SE $\frac{1}{4}$ NW $\frac{1}{4}$  25.5 ACRES  
SW $\frac{1}{4}$ NW $\frac{1}{4}$  36.5 ACRES  
SECTION 36

TOWNSHIP 9 SOUTH, RANGE 45 EAST, W.M.

NW $\frac{1}{4}$ SE $\frac{1}{4}$  3.5 ACRES  
NE $\frac{1}{4}$ SW $\frac{1}{4}$  7.0 ACRES  
SE $\frac{1}{4}$ SW $\frac{1}{4}$  3.5 ACRES  
SE $\frac{1}{4}$ NE $\frac{1}{4}$  8.5 ACRES  
SECTION 20

TOWNSHIP 9 SOUTH, RANGE 46 EAST, W.M.

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NE $\frac{1}{4}$ SE $\frac{1}{4}$  3.8 ACRES  
NW $\frac{1}{4}$ NW $\frac{1}{4}$  3.0 ACRES  
SW $\frac{1}{4}$ NW $\frac{1}{4}$  16.9 ACRES  
SECTION 30

NW $\frac{1}{4}$ SW $\frac{1}{4}$  25.0 ACRES  
SECTION 31  
TOWNSHIP 9 SOUTH, RANGE 46 EAST, W.M.

This certificate describes that portion of the water right confirmed by certificate 7872, issued in the name of Howell Ditch Company, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on March 25, 1996.

The issuance of this superseding certificate does not confirm the status of the water right in regard to provisions of ORS 540.610, pertaining to forfeiture or abandonment.

The right to the use of the water for the above purposes 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 March 25, 1996.



Martha O. Pagel, Director