

STATE OF OREGON
COUNTY TO WHEELER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JOHN F. AND SHERLA S. COLLINS
PO BOX 1678
MITCHELL, OREGON 97750

confirms the right to use the waters of JOHN DAY RIVER, a tributary of COLUMBIA RIVER, for IRRIGATION OF 74.6 ACRES.

This right was perfected under Permit 47337. The date of priority is DECEMBER 10, 1982. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1.87 CUBIC FEET PER SECOND, 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 - NE 1/4 NE 1/4, SECTION 2, T 10 S, R 21 E, W.M.; 200 FEET SOUTH AND 1020 FEET WEST FROM THE NE CORNER OF SECTION 2;

POD # 2 - NE 1/4 NW 1/4, SECTION 1, T 10 S, R 21 E, W.M.; 1110 SOUTH AND 2320 FEET EAST FROM THE NW CORNER OF SECTION 1;

POD # 3 - NE 1/4 NE 1/4, SECTION 1, T 10 S, R 21 E, W.M.; 1290 FEET SOUTH AND 4130 FEET EAST FROM THE NW CORNER OF SECTION 1;

POD # 4 - SW 1/4 NW 1/4, SECTION 6, T 10 S, R 22 E, W.M.; 1880 FEET SOUTH AND 5900 FEET EAST FROM THE NW 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 ONE-FORTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 5.0 acre-feet per acre 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 1/4 SE 1/4	1.2 ACRES	POD # 1
SECTION 35		
TOWNSHIP 9 SOUTH, RANGE 21 EAST, W.M.		
NE 1/4 NE 1/4	6.8 ACRES	POD # 1
NW 1/4 NE 1/4	6.8 ACRES	POD # 1
SECTION 2		
SW 1/4 NE 1/4	1.0 ACRE	POD # 2 OR # 4
SE 1/4 NE 1/4	7.0 ACRES	POD # 3 OR # 4
SW 1/4 NW 1/4	6.5 ACRES	POD # 2 OR # 4
SE 1/4 NW 1/4	11.5 ACRES	POD # 2 OR # 4
SECTION 1		
TOWNSHIP 10 SOUTH, RANGE 21 EAST, W.M.		

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SW 1/4 NW 1/4	13.3 ACRES	POD # 3 OR # 4
SE 1/4 NW 1/4	0.2 ACRE	POD # 3 OR # 4
NE 1/4 SW 1/4	11.5 ACRES	POD # 3 OR # 4
NW 1/4 SW 1/4	8.8 ACRES	POD # 3 OR # 4

SECTION 6

TOWNSHIP 10 SOUTH, RANGE 22 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.

WITNESS the signature of the Water Resources Director, affixed JULY 31, 1996.

/s/ Steven P. Applegate

Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 72445.