STATE OF OREGON

COUNTY OF GRANT

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JAMES DOVENBERG WIDOWS CREEK RANCH 21315 SW LEBEAU ROAD SHERWOOD, OR 97140

confirms the right to use the waters of JOHN DAY RIVER, a tributary of COLUMBIA RIVER, for IRRIGATION OF 146 ACRES.

This right was perfected under Permit 3938. The date of priority is NOVEMBER 11, 1918. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1.825 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:

ORIGINAL POD: SE 1/4 SW 1/4, SECTION 15, T 13 S, R 28 E, W.M.; N 80° E 2508 FEET FROM THE SW CORNER OF SECTION 15.

NEW POD: NE 1/4 SE 1/4, SECTION 16, T 13 S, R 28 E, W.M.; 1720 FEET NORTH AND 770 FEET WEST OF THE SE CORNER OF SECTION 16.

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:

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SW 1/4 NE 1/4 20 ACRES
NE 1/4 NW 1/4 5 ACRES
NW 1/4 NW 1/4 12 ACRES
SW 1/4 NW 1/4 6 ACRES
SE 1/4 NW 1/4 30 ACRES
NE 1/4 SE 1/4 6 ACRES
NW 1/4 SE 1/4 5 ACRES
SECTION 16
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NE 1/4 NE 1/4 15 ACRES NW 1/4 NE 1/4 17 ACRES NE 1/4 NW 1/4 15 ACRES NW 1/4 NW 1/4 15 ACRES

SECTION 17

TOWNSHIP 13 SOUTH, RANGE 28 EAST, W.M.

The quantity of water diverted at the new point of diversion, together with that diverted at the old diversion, shall not exceed the quantity of water available at the original point of diversion.

When required by the Department, the water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

SEE NEXT PAGE

Diminished Carcelled due to T-8421: Sp. Or.

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This certificate is issued to confirm AN ADDITIONAL POINT OF DIVERSION approved by an order of the Water Resources Director entered DECEMBER 3, 1993, and supersedes Certificate 2801, State Record of Water Right Certificates.

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.

WITNESS the signature of the Water Resources Director, affixed SEPTEMBER 29, 1996.

/S/ GEOFFREY M. HUNTINGTON

Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 72942.

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