

STATE OF OREGON
COUNTY OF Umatilla

CERTIFICATE OF WATER RIGHT (HB - 2153)

THIS CERTIFICATE ISSUED TO

CUNNINGHAM SHEEP CO.
222 SE DORION
PENDLETON, OR 97801

confirms the right to store the waters of
AN UNNAMED RESERVOIR AND STORE WATERS OF LITTLE BEAVER CREEK AND
BEAVER CREEK, TRIBUTARIES OF MEACHAM CREEK
for FISH, WILDLIFE, RECREATION AND IRRIGATION.

The right to store and use these waters was perfected under Reservoir Application R-72218.
The date of priority is January 1, 1993. The amount of water entitled to be stored and
used each year under this right is not more than 160.0 ACRE-FEET, BEING
60.0 AF FOR FISH AND WILDLIFE, 60.0 AF FOR RECREATION AND 40.0 AF
FOR IRRIGATION

Located as follows:

SW 1/4 NE 1/4 SECTION 9, TOWNSHIP 1 SOUTH, RANGE 35 EAST WM.
NW 1/4 SE 1/4 SECTION 9, TOWNSHIP 1 SOUTH, RANGE 35 EAST WM.

The existing dam shall have *Cunningham Sheep Company* as the single named party responsible for all maintenance and repair of the existing dam. Transference of these responsibilities to any other individual, cooperative or association must include a provision that the new owner/operator of the dam have the lawful ability to assume full liability for its operation, maintenance and repair.

All embankment materials above or within the plan footprint of the existing dam shall be considered as integral, non-divisible portions of the existing dam.

The defined existing structure shall not be enlarged, modified, altered or otherwise changed without the prior written approval of the Director of the Water Resources Department or the Director's authorized representative. Except for routine repair and maintenance, plans and specifications prepared by an Oregon licensed engineer are required for any modification to the dam, spillway or appurtenant structures.

Routine maintenance of the dam, spillway and appurtenant structures shall be performed as necessary to remove trees, brush and debris, and to repair slumps, areas of erosion, or defective equipment.

The right to store and use the water for the above purpose is restricted to beneficial use at the place of use listed above.

WITNESS the signature of the Water Resources Director, affixed **FEBRUARY 14, 1997**.



Martha O. Pagel