

STATE OF OREGON

COUNTY OF MALHEUR

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

VALE OREGON IRRIGATION DISTRICT  
521 "A" STREET WEST  
VALE, OREGON 97918

confirms the right to use the waters of GUM CREEK, a tributary of WILLOW CREEK, and WILLOW CREEK, a tributary of MALHEUR RIVER for IRRIGATION and SUPPLEMENTAL IRRIGATION OF 317.2 ACRES and STOCK.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Malheur County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 3, at Page 285. The dates of priority are 1873 for tracts 1 and 2, 1883 for tract 3, and 1909 for tract 4.

The amount of water to which this right is entitled, is limited to an amount actually beneficially used for said purposes, and shall not exceed a total of 7.93 CUBIC FEET PER SECOND from February 15th to May 1st and 3.97 CUBIC FEET PER SECOND from May 1st to September 1st, if available at the authorized points of diversion, or the equivalent in case of rotation. The total quantity diverted during each irrigation season shall not exceed 952.5 ACRE FEET.

The points of diversion are located as follows:

DERRICK DAM - SW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 4, Township 16 South, Range 43 East, W.M.; 468 feet North and 20 feet East from the SW corner of Section 4.

LATERAL 379 - NE $\frac{1}{4}$  NE $\frac{1}{4}$ , Section 9, Township 16 South, Range 43 East, W.M.; 30 feet South and 1190 feet West from the NE corner of Section 9.

GUM CREEK DIVERSION - SW $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 9, Township 16 South, Range 43 East, W.M.

The amount of water used for irrigation or supplemental irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-FORTIETH of one cubic foot per second from February 15th to May 1st and ONE-EIGHTIETH of one cubic foot per second from May 1st to September 1st, or the equivalent, 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:

**TRACT 1: PRIMARY IRRIGATION (1873) - WILLOW CREEK**

Township South	Range East	Section	1/4 1/4	Tax Lot	Acres
16	43	10	SWNW	600	24.6
16	43	10	SENW	502	6.3
16	43	10	NESW	700	40.2
16	43	10	NWSW	600	4.6
16	43	10	NWSW	700	5.7
<b>Total:</b>					<b>81.4</b>

**TRACT 2: SUPPLEMENTAL IRRIGATION (1873) - WILLOW CREEK**

Township South	Range East	Section	1/4 1/4	Tax Lot	Acres
16	43	9	NENE	1700	10.2
16	43	9	NWNE	1700	0.6
16	43	9	SWNE	1700	6.1
16	43	9	SENE	1700	38.1
16	43	9	NESE	1700	2.5
16	43	10	SWNW	600	3.6
<b>Total:</b>					<b>61.1</b>

**TRACT 3: SUPPLEMENTAL IRRIGATION (1883) - GUM CREEK**

Township South	Range East	Section	1/4 1/4	Tax Lot	Acres
16	43	9	NENE	1700	8.2
16	43	9	NWNE	1700	24.9
16	43	9	NWNE	1701	1.5
16	43	9	SWNE	1700	1.5
16	43	9	SENE	1700	0.7
16	43	9	SWNW	1600	19.7
16	43	9	SENW	1600	9.0
16	43	9	NESE	1700	10.2
16	43	9	NESE	1701	2.1
16	43	9	SESE	1701	1.0
16	43	10	SWNW	600	4.7
16	43	10	SWSW	600	7.0

Township South	Range East	Section	1/4	1/4	Tax Lot	Acres
16	43	10		NWSW	600	29.2
<b>Total:</b>						<b>119.7</b>

**TRACT 4: SUPPLEMENTAL IRRIGATION (1909) - WILLOW CREEK**

Township South	Range East	Section	1/4	1/4	Tax Lot	Acres
16	43	9		NENE	1700	16.7
16	43	9		SWNE	1701	25.1
16	43	9		SWNE	1790	2.2
16	43	9		SENE	1701	0.9
16	43	9		NESE	1701	6.8
16	43	9		NESE	1790	1.1
16	43	9		NWSE	1701	2.2
<b>Total:</b>						<b>55.0</b>

The amount of water used for supplemental irrigation, is limited to any deficiency in the available supply of any primary right existing for the same lands.

This certificate confirms an order of the director entered on November 4, 2002, and recorded in Special Order Volume 56, Page 2004, approving a petition by Vale Oregon Irrigation District Under ORS 541.329 for mapping water rights within a district. This certificate supersedes Certificate 1580.

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

NOV 05 2002

  
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 Paul R. Cleary, Director