

STATE OF OREGON  
COUNTY OF GRANT  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ESTATE OF JOHN C. SILVERS  
BY JESSIE SILVERS AND E. J. BAYLEY, TRUSTEES  
JOHN DAY, OREGON 97845

confirms the right to use the waters of the JOHN DAY RIVER, a tributary of the COLUMBIA RIVER, for irrigation of 81.3 ACRES AND STOCK.

This right was confirmed by decree of the Circuit Court of the State of Oregon for GRANT County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 15, at Page 461. The date of priority is 1865, TRACT NO. 1; 1870, TRACT NO. 2; 1876, TRACT NO. 3.

The point of diversion is located as follows:

NE $\frac{1}{4}$  NE $\frac{1}{4}$ , SECTION 25, T 13 S, R 31 E, W.M.; TROWBRIDGE DITCH:  
2150 FEET NORTH AND 920 FEET WEST FROM THE E $\frac{1}{4}$  CORNER OF SECTION 25.

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 IRRIGATED FROM APRIL 1 TO SEPTEMBER 30 (or its equivalent); and IS FURTHER LIMITED TO ONE acre-foot for each acre irrigated PER CALENDAR MONTH TO JULY 1 AND 3/4 ACRE-FOOT PER ACRE THEREAFTER; TOTAL FIVE ACRE-FEET PER ACRE FOR THE SEASON, MEASURED AT THE POINT OF DIVERSION 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

SW $\frac{1}{4}$  SW $\frac{1}{4}$  25.0 ACRES  
SECTION 19

NW $\frac{1}{4}$  NW $\frac{1}{4}$  34.0 ACRES  
SECTION 30  
TOWNSHIP 13 SOUTH, RANGE 31 EAST, W.M.

TRACT 2

NW $\frac{1}{4}$  SW $\frac{1}{4}$  10.3 ACRES  
SECTION 22  
TOWNSHIP 13 SOUTH, RANGE 31 EAST, W.M.

TRACT 3

NE $\frac{1}{4}$  NE $\frac{1}{4}$  2.0 ACRES  
SE $\frac{1}{4}$  NE $\frac{1}{4}$  3.0 ACRES  
SECTION 25  
TOWNSHIP 13 SOUTH, RANGE 30 EAST, W.M.

SW $\frac{1}{4}$  NW $\frac{1}{4}$  7.0 ACRES  
SECTION 30  
TOWNSHIP 13 SOUTH, RANGE 31 EAST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 66805, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered March 31, 1997, approving Transfer Application 6671.

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 and is subject to all other conditions and limitations contained in said decree.

WITNESS the signature of the Water Resources Director, affixed March 31, 1997.

**/s/ MARTHA O. PAGEL**

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Martha O. Pagel, Director

Recorded in State Record of Water Right Certificates numbered 74220.

T-6671.JM