

STATE OF OREGON  
COUNTY OF MALHEUR  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

PACIFIC LIVESTOCK COMPANY  
BURNS, OREGON 97720

confirms the right to use the waters of (see below), for IRRIGATION.

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 8, at Page 228. The date of priority is (see below).

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed ONE AND ONE-HALF ACRE-FEET PER ACRE IN ANY 30 DAY PERIOD PRIOR TO JUNE 1, ONE ACRE-FOOT PER ACRE IN ANY 30 DAY PERIOD AFTER JUNE 1 OF EACH YEAR, OR THREE ACRE-FEET PER ACRE DURING ANY SEASON, DIVERTED AT A RATE NOT TO EXCEED ONE-TWENTIETH OF CUBIC FOOT PER SECOND PER ACRE; AND FIVE CUBIC FEET PER SECOND FOR 120 ACRES IN SECTION 31, T 20 S, R 36 E, WM or its equivalent in case of rotation, measured at the point of diversion from the source.

A description of the place of use to which this right is appurtenant is as follows:

PRIORITY DATE	ACRES	STREAM	DESCRIPTION OF LAND
1884	219.0	Little Muddy and Gould Creeks	NW¼ NE¼ 39.0 ACRES SW¼ NE¼ 40.0 ACRES SE¼ NW¼ 40.0 ACRES NE¼ SW¼ 40.0 ACRES NW¼ SW¼ 40.0 ACRES NW¼ SE¼ 20.0 ACRES SECTION 14 TOWNSHIP 20 SOUTH, RANGE 33½ EAST, W.M.
1884	436.0	Little Muddy and Pine Creeks	NW¼ SW¼ 40.0 ACRES SECTION 5 NE¼ SE¼ 10.0 ACRES SW¼ SE¼ 12.0 ACRES SE¼ SE¼ 40.0 ACRES SECTION 6 NE¼ NE¼ 40.0 ACRES NW¼ NE¼ 36.0 ACRES SW¼ NE¼ 40.0 ACRES NE¼ NW¼ 12.0 ACRES SW¼ NW¼ 18.0 ACRES SE¼ NW¼ 37.0 ACRES NE¼ SW¼ 25.0 ACRES NW¼ SW¼ 38.0 ACRES SW¼ SW¼ 38.0 ACRES SECTION 7 NW¼ NW¼ 22.0 ACRES SW¼ NW¼ 18.0 ACRES NW¼ SW¼ 10.0 ACRES SECTION 18 TOWNSHIP 20 SOUTH, RANGE 34 EAST, W.M.

1884	235.0	Pine Creek	NE $\frac{1}{4}$ SW $\frac{1}{4}$ 5.0 ACRES
			NW $\frac{1}{4}$ SW $\frac{1}{4}$ 25.0 ACRES
			SW $\frac{1}{4}$ SW $\frac{1}{4}$ 40.0 ACRES
			SE $\frac{1}{4}$ SW $\frac{1}{4}$ 12.0 ACRES
			SECTION 18
			NE $\frac{1}{4}$ NW $\frac{1}{4}$ 20.0 ACRES
			NW $\frac{1}{4}$ NW $\frac{1}{4}$ 37.0 ACRES
			SW $\frac{1}{4}$ NW $\frac{1}{4}$ 31.0 ACRES
			SE $\frac{1}{4}$ NW $\frac{1}{4}$ 24.0 ACRES
			NE $\frac{1}{4}$ SW $\frac{1}{4}$ 13.0 ACRES
			NW $\frac{1}{4}$ SW $\frac{1}{4}$ 22.0 ACRES
			SW $\frac{1}{4}$ SW $\frac{1}{4}$ 4.0 ACRES
			SE $\frac{1}{4}$ SW $\frac{1}{4}$ 2.0 ACRES
			SECTION 19
			TOWNSHIP 20 SOUTH,
			RANGE 34 EAST, W.M.
1888	125.0	Clear Creek	NE $\frac{1}{4}$ NE $\frac{1}{4}$ 32.0 ACRES
			NW $\frac{1}{4}$ NE $\frac{1}{4}$ 35.0 ACRES
			SW $\frac{1}{4}$ NE $\frac{1}{4}$ 28.0 ACRES
			SE $\frac{1}{4}$ NE $\frac{1}{4}$ 30.0 ACRES
			SECTION 17
			TOWNSHIP 22 SOUTH,
			RANGE 35 EAST, W.M.
1881	208.0	Camp Creek and South Fork of Malheur River	SE $\frac{1}{4}$ SW $\frac{1}{4}$ 30.0 ACRES
			SW $\frac{1}{4}$ SE $\frac{1}{4}$ 26.0 ACRES
			SE $\frac{1}{4}$ SE $\frac{1}{4}$ 40.0 ACRES
			SECTION 20
			NW $\frac{1}{4}$ NE $\frac{1}{4}$ 26.0 ACRES
			SW $\frac{1}{4}$ NW $\frac{1}{4}$ 13.5 ACRES
			NE $\frac{1}{4}$ NW $\frac{1}{4}$ 33.5 ACRES
			NW $\frac{1}{4}$ NW $\frac{1}{4}$ 13.0 ACRES
			SECTION 28
			NE $\frac{1}{4}$ NW $\frac{1}{4}$ 26.0 ACRES
			SECTION 29
			TOWNSHIP 28 SOUTH,
			RANGE 35 EAST, W.M.
1884	235.0	Cottonwood Creek	NE $\frac{1}{4}$ NE $\frac{1}{4}$ 20.0 ACRES
			SW $\frac{1}{4}$ NE $\frac{1}{4}$ 15.0 ACRES
			SE $\frac{1}{4}$ NE $\frac{1}{4}$ 40.0 ACRES
			NE $\frac{1}{4}$ SE $\frac{1}{4}$ 40.0 ACRES
			NW $\frac{1}{4}$ SE $\frac{1}{4}$ 40.0 ACRES
			SW $\frac{1}{4}$ SE $\frac{1}{4}$ 40.0 ACRES
			SE $\frac{1}{4}$ SE $\frac{1}{4}$ 40.0 ACRES
			SECTION 5
			TOWNSHIP 20 SOUTH,
			RANGE 36 EAST, W.M.
1884	165.0	Cottonwood and Otis Creeks	NE $\frac{1}{4}$ NE $\frac{1}{4}$ 20.0 ACRES
			NW $\frac{1}{4}$ NE $\frac{1}{4}$ 40.0 ACRES
			SW $\frac{1}{4}$ NE $\frac{1}{4}$ 25.0 ACRES
			NE $\frac{1}{4}$ NW $\frac{1}{4}$ 40.0 ACRES
			SE $\frac{1}{4}$ NW $\frac{1}{4}$ 40.0 ACRES
			SECTION 5
			TOWNSHIP 20 SOUTH,
			RANGE 36 EAST, W.M.

NE¼ NE¼	20.0	ACRES
NW¼ NE¼	20.0	ACRES
SW¼ NE¼	22.0	ACRES
SE¼ NE¼	40.0	ACRES
SECTION 35		

SW¼ NE¼	9.0	ACRES
SW¼ NW¼	27.0	ACRES
SE¼ NW¼	8.0	ACRES
NE¼ SW¼	10.0	ACRES
NW¼ SW¼	5.0	ACRES
NE¼ SE¼	22.0	ACRES
NW¼ SE¼	15.0	ACRES

SECTION 36  
TOWNSHIP 19 SOUTH,  
RANGE 35 EAST, W.M.

1884	120.0	Otis Creek
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NE¼ NE¼	40.0 ACRES
NW¼ NE¼	40.0 ACRES
SW¼ NE¼	40.0 ACRES

SECTION 31  
TOWNSHIP 20 SOUTH,  
RANGE 36 EAST, W.M.

(Note: The above 120.0 acres in Section 31, T 20 S, R 36 E, WM, are entitled to 5 second feet of water. See Findings 13.)

1884	179.5	Big Stinking Water Creek
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NE¼ NE¼	16.0 ACRES
NW¼ NE¼	24.0 ACRES
NE¼ NW¼	16.0 ACRES
NW¼ NW¼	30.0 ACRES
SW¼ NW¼	15.0 ACRES
SE¼ NW¼	8.0 ACRES
NW¼ SW¼	11.0 ACRES

SECTION 16

NE $\frac{1}{4}$ SE $\frac{1}{4}$	11.5 ACRES
SE $\frac{1}{4}$ SE $\frac{1}{4}$	29.0 ACRES

SECTION 17

NE $\frac{1}{4}$ NE $\frac{1}{4}$	15.0 ACRES
NW $\frac{1}{4}$ NE $\frac{1}{4}$	4.0 ACRES

SECTION 20

TOWNSHIP 22 SOUTH,  
RANGE 35 EAST, W.M.

1880	70.5	Clover and Sleepy Hollow Creeks
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NW¼ NE¼	1.0	ACRE
SW¼ NE¼	4.5	ACRES
NE¼ NW¼	14.0	ACRES
SE¼ NW¼	13.5	ACRES
NE¼ SW¼	12.0	ACRES
SE¼ SW¼	11.0	ACRES
NW¼ SE¼	5.0	ACRES
SW¼ SE¼	9.5	ACRES

SECTION 25

TOWNSHIP 16 SOUTH,  
RANGE 39 EAST, W.M.

1891	12.0	Clover Creek
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SE¼ NE¼ 12.0 ACRES  
SECTION 15

TOWNSHIP 17 SOUTH,  
RANGE 40 EAST, W.M.

1892	12.5	Clover Creek
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NE <sup>1</sup> / <sub>4</sub> NE <sup>1</sup> / <sub>4</sub>	2.5 ACRES
NW <sup>1</sup> / <sub>4</sub> NE <sup>1</sup> / <sub>4</sub>	10.0 ACRES

SECTION 15  
TOWNSHIP 17 SOUTH,  
RANGE 40 EAST, W.M.

1881	80.0	Bully Creek
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NE¼ SW¼	16.0 ACRES
NE¼ SE¼	36.0 ACRES
NW¼ SE¼	28.0 ACRES

SECTION 20  
TOWNSHIP 18 SOUTH,  
RANGE 41 EAST, W.M.

1888	108.0	Little Malheur	NW¼ NW¼ 12.0 ACRES SW¼ NW¼ 16.0 ACRES NW¼ SW¼ 14.0 ACRES SW¼ SW¼ 21.0 ACRES SECTION 30  NW¼ NW¼ 15.0 ACRES SW¼ NW¼ 30.0 ACRES SECTION 31 TOWNSHIP 16 SOUTH, RANGE 37 EAST, W.M.
1886	56.0	North Fork Malheur	NE¼ NW¼ 15.0 ACRES NW¼ NW¼ 27.0 ACRES SECTION 17  NE¼ NE¼ 10.0 ACRES NW¼ NE¼ 4.0 ACRES SECTION 18 TOWNSHIP 21 SOUTH, RANGE 38 EAST, W.M.
1886	85.0	North Fork Malheur	NE¼ NE¼ 20.0 ACRES NW¼ NE¼ 5.0 ACRES SECTION 18  NE¼ NW¼ 5.0 ACRES NW¼ NW¼ 10.0 ACRES SW¼ NW¼ 10.0 ACRES SE¼ NW¼ 35.0 ACRES SECTION 17 TOWNSHIP 21 SOUTH, RANGE 38 EAST, W.M.
1881	174.0	Middle Fork Malheur	NE¼ NE¼ 38.0 ACRES SE¼ NE¼ 36.0 ACRES NE¼ SE¼ 33.0 ACRES NW¼ SE¼ 28.5 ACRES SW¼ SE¼ 30.2 ACRES SE¼ SE¼ 8.3 ACRES SECTION 18 TOWNSHIP 19 SOUTH, RANGE 34 EAST, W.M.
1902	103.0	Middle Fork Malheur	SE¼ NE¼ 38.0 ACRES NE¼ SE¼ 5.0 ACRES SECTION 12 TOWNSHIP 20 SOUTH, RANGE 34 EAST, W.M.  SW¼ NW¼ 35.0 ACRES SE¼ NW¼ 25.0 ACRES SECTION 7 TOWNSHIP 20 SOUTH, RANGE 35 EAST, W.M.
1894	39.5	Middle Fork Malheur	NE¼ NW¼ 4.0 ACRES NW¼ NW¼ 4.0 ACRES SE¼ NW¼ 1.0 ACRE NE¼ SE¼ 12.5 ACRES SE¼ SE¼ 8.0 ACRES SECTION 3  NE¼ NE¼ 10.0 ACRES SECTION 4 TOWNSHIP 19 SOUTH, RANGE 37 EAST, W.M.

1884            202.0    Malheur River  
  
                  (Note: Also  
                  irrigated under  
                  Drewsey  
                  Reclamation  
                  Company Ditch)

SW $\frac{1}{4}$  NW $\frac{1}{4}$         5.0 ACRES  
SE $\frac{1}{4}$  NW $\frac{1}{4}$         15.0 ACRES  
NE $\frac{1}{4}$  SW $\frac{1}{4}$         40.0 ACRES  
NW $\frac{1}{4}$  SW $\frac{1}{4}$         40.0 ACRES  
NW $\frac{1}{4}$  SE $\frac{1}{4}$         34.0 ACRES  
SW $\frac{1}{4}$  SE $\frac{1}{4}$         33.0 ACRES

SECTION 7  
TOWNSHIP 20 SOUTH,  
RANGE 35 EAST, W.M.

NE $\frac{1}{4}$  SE $\frac{1}{4}$         35.0 ACRES  
SECTION 12  
TOWNSHIP 20 SOUTH,  
RANGE 34 EAST, W.M.

MAY 10,  
1884            1784.1    Malheur River

SE $\frac{1}{4}$  NE $\frac{1}{4}$         10.1 ACRES  
SECTION 13  
TOWNSHIP 20 SOUTH,  
RANGE 41 EAST, W.M.

LOT 1 (NE $\frac{1}{4}$  NE $\frac{1}{4}$ )    51.5 ACRES  
LOT 2 (NW $\frac{1}{4}$  NE $\frac{1}{4}$ )    55.0 ACRES  
          SW $\frac{1}{4}$  NE $\frac{1}{4}$         7.5 ACRES  
          SE $\frac{1}{4}$  NE $\frac{1}{4}$         2.0 ACRES  
LOT 3 (NE $\frac{1}{4}$  NW $\frac{1}{4}$ )    55.0 ACRES  
LOT 4 (NW $\frac{1}{4}$  NW $\frac{1}{4}$ )    55.0 ACRES  
          SW $\frac{1}{4}$  NW $\frac{1}{4}$         27.5 ACRES  
          SE $\frac{1}{4}$  NW $\frac{1}{4}$         16.0 ACRES  
SECTION 4

NW $\frac{1}{4}$  NW $\frac{1}{4}$         22.0 ACRES  
SECTION 3  
TOWNSHIP 20 SOUTH,  
RANGE 42 EAST, W.M.

LOT 1 (NE $\frac{1}{4}$  NE $\frac{1}{4}$ )    52.0 ACRES  
LOT 2 (NW $\frac{1}{4}$  NE $\frac{1}{4}$ )    19.5 ACRES  
          SW $\frac{1}{4}$  NE $\frac{1}{4}$         40.0 ACRES  
          SE $\frac{1}{4}$  NE $\frac{1}{4}$         40.0 ACRES  
          SE $\frac{1}{4}$  NW $\frac{1}{4}$         16.0 ACRES  
          NE $\frac{1}{4}$  SW $\frac{1}{4}$         40.0 ACRES  
          NW $\frac{1}{4}$  SW $\frac{1}{4}$         25.6 ACRES  
          SW $\frac{1}{4}$  SW $\frac{1}{4}$         36.0 ACRES  
          SE $\frac{1}{4}$  SW $\frac{1}{4}$         20.0 ACRES  
          NE $\frac{1}{4}$  SE $\frac{1}{4}$         21.0 ACRES  
          NW $\frac{1}{4}$  SE $\frac{1}{4}$         39.0 ACRES  
          SW $\frac{1}{4}$  SE $\frac{1}{4}$         7.0 ACRES  
SECTION 5

NE $\frac{1}{4}$  NE $\frac{1}{4}$         35.0 ACRES  
NW $\frac{1}{4}$  NE $\frac{1}{4}$         16.0 ACRES  
SW $\frac{1}{4}$  NE $\frac{1}{4}$         40.0 ACRES  
SE $\frac{1}{4}$  NE $\frac{1}{4}$         39.0 ACRES  
SE $\frac{1}{4}$  NW $\frac{1}{4}$         13.5 ACRES  
NE $\frac{1}{4}$  SW $\frac{1}{4}$         33.0 ACRES  
NW $\frac{1}{4}$  SW $\frac{1}{4}$         15.0 ACRES  
SW $\frac{1}{4}$  SW $\frac{1}{4}$         40.0 ACRES  
SE $\frac{1}{4}$  SW $\frac{1}{4}$         40.0 ACRES  
NE $\frac{1}{4}$  SE $\frac{1}{4}$         10.0 ACRES  
NW $\frac{1}{4}$  SE $\frac{1}{4}$         40.0 ACRES  
SW $\frac{1}{4}$  SE $\frac{1}{4}$         41.0 ACRES

SECTION 7

NE $\frac{1}{4}$  NW $\frac{1}{4}$         32.5 ACRES  
NW $\frac{1}{4}$  NW $\frac{1}{4}$         40.0 ACRES  
SW $\frac{1}{4}$  NW $\frac{1}{4}$         14.4 ACRES  
SECTION 18  
TOWNSHIP 20 SOUTH,  
RANGE 42 EAST, W.M.

NE¼ NE¼	9.5 ACRES
SW¼ NE¼	16.0 ACRES
SE¼ NE¼	38.0 ACRES
SW¼ SW¼	10.5 ACRES
SE¼ SW¼	28.0 ACRES
NE¼ SE¼	40.0 ACRES
NW¼ SE¼	40.0 ACRES
SW¼ SE¼	40.0 ACRES
SE¼ SE¼	40.0 ACRES

SECTION 33

NE¼ NE¼	31.5 ACRES
NW¼ NE¼	22.5 ACRES
SW¼ NE¼	38.0 ACRES
NE¼ NW¼	23.0 ACRES
NW¼ NW¼	27.0 ACRES
SW¼ NW¼	40.0 ACRES
SE¼ NW¼	40.0 ACRES
NE¼ SW¼	39.0 ACRES
NW¼ SW¼	40.0 ACRES
SW¼ SW¼	35.0 ACRES
SE¼ SW¼	9.0 ACRES
NW¼ SE¼	22.0 ACRES

SECTION 34

TOWNSHIP 19 SOUTH,  
RANGE 42 EAST, W.M.

NW¼ NW¼	34.5 ACRES
SW¼ NW¼	13.5 ACRES

SECTION 8

TOWNSHIP 20 SOUTH,  
RANGE 42 EAST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 51736, State Record of Water Right Certificates, NOT modified by the provisions of orders of the Water Resources Director entered May 24, 1985, approving Transfer Application 5620, and entered \_\_\_\_\_, approving Transfer Application 7214.

APR 14 1997

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 APR 14 1997.

/s/ MARTHA O. PAGEL

Martha O. Pagel, Director

Recorded in State Record of Water Right Certificates numbered 74271.

T-7214.LHN