

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LOWER HUDSON BAY IRRIGATION COMPANY

confirms the right to use the waters of SWARTZ SPRING CREEK, a tributary of PINE CREEK, for IRRIGATION OF 217.8 ACRES.

This right was perfected under Permit 519. The date of priority is NOVEMBER 26, 1910. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 3.225 CUBIC FEET 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:

NW $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 23, TOWNSHIP 6 NORTH, RANGE 34 EAST, W.M.; 800 FEET EAST AND 1500 FEET NORTH FROM THE SOUTH $\frac{1}{4}$ CORNER, SECTION 23.

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-EIGHTIETH of one cubic foot per second per acre, or its 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:

SW $\frac{1}{4}$ NE $\frac{1}{4}$	20.0 ACRES
SW $\frac{1}{4}$ NW $\frac{1}{4}$	10.0 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$	20.0 ACRES
NE $\frac{1}{4}$ SW $\frac{1}{4}$	40.0 ACRES
NW $\frac{1}{4}$ SW $\frac{1}{4}$	20.0 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$	40.0 ACRES

SECTION 15

SW $\frac{1}{4}$ NE $\frac{1}{4}$	15.0 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$	10.0 ACRES

SECTION 16

NE $\frac{1}{4}$ SE $\frac{1}{4}$	13.6 ACRES
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SECTION 21

NE $\frac{1}{4}$ NE $\frac{1}{4}$	15.0 ACRES
SW $\frac{1}{4}$ SW $\frac{1}{4}$	14.2 ACRES

SECTION 22

NW $\frac{1}{4}$ NW $\frac{1}{4}$	20.0 ACRES
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SECTION 23

TOWNSHIP 6 NORTH, RANGE 34 EAST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 49819, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered ~~AUG 08 1997~~ approving Transfer Application 7396.

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 ~~AUG 08 1997~~.

/s/ MARTHA O. PAGEL

Martha O. Pagel, Director

Recorded in State Record of Water Right Certificates numbered 74806.

T-7396.BW