

STATE OF OREGON

COUNTY OF CROOK

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

OREGON & WESTERN COLONIZATION COMPANY  
PRINEVILLE, OREGON 97754

confirms the right to use the waters of POWELL CREEK, a tributary of BEAVER CREEK, for IRRIGATING 20.0 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for CROOK County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 1, at Page 420-1. The date of priority is 1905.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.25 CUBIC FOOT 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:

HEISLER DITCH.

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 and shall be further limited to a diversion of not to exceed 4.0 acre-feet 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:

NE $\frac{1}{4}$  NE $\frac{1}{4}$  20.0 acres  
Section 5  
Township 16 South, Range 25 East, W.M.

This certificate describes a portion of the water right confirmed by Certificate 686, State Record of Water Right Certificates, NOT modified by the provisions of orders of the State Engineer entered February 3, 1940 and November 26, 1947 and by the Water Resources Director entered April 9, 1981 nor modified by an order of the Water Resources Director entered OCT 14 1997, approving Transfer Application 6660.

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 ~~OCT 14 1997~~

1st G. Huntington  
Martha O. Pagel, Director

Recorded in State Record of Water Right Certificates numbered 75208.

T-6660.BWB