

STATE OF OREGON
COUNTY OF MALHEUR
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ORCHARDS WATER COMPANY
P.O. BOX 5
JAMIESON, OREGON 97909-005

confirms the right to use the waters of WILLOW CREEK, a tributary of MALHEUR RIVER, POLE CREEK and BLACK CREEK, tributaries of WILLOW CREEK for irrigation of 1662.40 ACRES OF LAND.

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 258. The dates of priority are 1871, Spring of 1872, 12/15/1872, 1873, 1874, 1877, 1883.

The use is limited to a rate of flow of 41.56 CUBIC FEET PER SECOND from February 15th to May 1st and 20.78 CUBIC FEET PER SECOND from May 1st to September 1st of each year or the equivalent in case of rotation; the total quantity diverted during each irrigation season not to exceed 4987.20 acre feet.

The points of diversion are located as follows:

- #1- Logan Ditch: 390 feet North and 100 feet East from SW corner, Section 2, being within SW¼ SW¼, Sec.2, Township 15 South, Range 42 East, W.M.
- #2- Coles Ditch: 1300 feet South and 300 feet West from the NE corner of Section 10, being within the NE¼ NE¼, Section 10, Township 15 South, Range 42 East, W.M.
- #3- Eastside Ditch: 840 feet South and 1260 feet West from the NE corner of Section 24, being within the NE¼ NE¼, Section 24, Township 15 South, Range 42 East, W.M.
- #4- Becker Creek: 2070 feet South and 2660 feet East from the NW corner, Section 14, being within the SW¼ NE¼, Section 14, Township 15 South, Range 42 East, W.M.
- #5- Low-Line Ditch: 2370 feet South and 300 feet West from the NE corner of Section 22, being within the SE¼ NE¼, Section 22, Township 15 South, Range 42 East, W.M.
- #6- Vilsmeier Ditch: 450 feet South and 110 feet East from the NW corner, Section 25, being within the NW¼ NW¼, Section 25, Township 15 South, Range 42 East, W.M.
- #7- Hevner Ditch: 1350 feet South and 130 feet East from NW corner, Section 30, being within the SW¼ NW¼, Section 30, Township 15 South, Range 43 East, W.M.

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

OWNER	T(S)	R(E)	SEC	¼	¼	SOURCE	DATE	POD	ACRES
Biddy	15	43	30	SW	NE	Willow Cr	1873	3	39.20
Biddy	15	43	30	NW	SE	Willow Cr	1873	3	18.90
Biddy	15	43	30	SW	SE	Willow Cr	1873	3	21.20
Total Acres:									79.30
Coleman	15	43	30	SE	NE	Willow Cr	1873	3	36.00
Total Acres:									36.00
Domby	15	42	14	NE	SE	Willow Cr	12/15/1872	2	3.80

OWNER	T(S)	R(E)	SEC	¼	¼	SOURCE	DATE	POD	ACRES
Domby	15	42	14	SE	SE	Willow Cr	12/15/1872	2	10.80
Domby	15	42	14	SW	SE	Willow Cr	12/15/1872	2	35.00
Total Acres:									49.60

Glaede	15	43	30	NE	NW	Willow Cr	1873	3	39.20
Total Acres:									39.20

Heid	16	43	4	NW	NE	Willow Cr	1883	3	9.50
Heid	16	43	4	NE	NW	Willow Cr	1877	3	12.00
Heid	16	43	4	NW	NW	Willow Cr	1877	3	35.00
Heid	16	43	4	SE	NW	Willow Cr	1877	3	38.20
Heid	16	43	4	SW	NW	Willow Cr	1877	3	40.00
Heid	16	43	4	NE	SE	Willow Cr	1877	3	20.70
Heid	16	43	4	NW	SE	Willow Cr	1877	3	37.10
Heid	16	43	4	SE	SE	Willow Cr	1877	3	16.30
Heid	16	43	4	SW	SE	Willow Cr	1877	3	16.30
Heid	16	43	4	NE	SW	Willow Cr	1873	3	38.40
Heid	16	43	4	NW	SW	Willow Cr	1873	3	29.10
Heid	16	43	4	SE	SW	Willow Cr	1873	3	10.50
Heid	16	43	4	SW	SW	Willow Cr	1873	3	2.00
Total Acres:									305.10

Hevner	15	43	19	SW	SE	Willow Cr	1873	3	19.60
Hevner	15	43	30	SW	NW	Willow Cr	1873	3.7	15.20
Total Acres:									34.80

Ito	15	43	32	SE	NW	Willow Cr	1877	3	33.10
Ito	15	43	32	SW	NW	Willow Cr	1877	3	39.30
Ito	15	43	32	NW	SE	Willow Cr	1877	3	32.40
Ito	15	43	32	SE	SE	Willow Cr	1877	3	34.70
Ito	15	43	32	SW	SE	Willow Cr	1877	3	40.00
Ito	15	43	32	NE	SW	Willow Cr	1877	3	39.10
Ito	15	43	32	NW	SW	Willow Cr	1877	3	5.60
Ito	15	43	32	NW	SW	Willow Cr	1877	3	26.30
Ito	15	43	32	SE	SW	Willow Cr	1877	3	35.90
Ito	15	43	32	SW	SW	Willow Cr	1877	3	1.00
Total Acres:									287.40

Mayhall	15	42	14	SE	SE	Willow Cr	12/15/1872	2	20.40
Mayhall	15	42	23	NE	NE	Pole Cr	1871	5	33.40
Mayhall	15	42	23	SE	NE	Pole Cr	1871	5	5.80
Total Acres:									59.60

McGourty	15	42	24	NE	SE	Willow Cr	1873	3	38.10
McGourty	15	42	24	SE	SE	Willow Cr	1873	3	37.70
McGourty	15	43	19	NE	SW	Willow Cr	1873	3	16.30
McGourty	15	43	19	NW	SW	Willow Cr	1873	3	38.00
McGourty	15	43	19	SE	SW	Willow Cr	1873	3	39.00
McGourty	15	43	30	NW	NE	Willow Cr	1873	3	39.20
Total Acres:									208.30

Moody	15	42	14	NW	NW	Willow Cr	12/15/1872	2	13.70
Moody	15	42	14	SE	NW	Willow Cr	12/15/1872	2	6.50
Moody	15	42	14	SW	NW	Willow Cr	12/15/1872	2	33.50
Moody	15	42	14	NW	SW	Willow Cr	12/15/1872	2	10.90
Moody	15	42	15	SE	NE	Willow Cr	12/15/1872	2	0.50
Total Acres:									65.10

Park	15	43	19	SW	SW	Willow Cr	1873	3	37.00
Total Acres:									37.00

OWNER	T(S)	R(E)	SEC	¼	¼	SOURCE	DATE	POD	ACRES
Pugh	15	42	13	SW	SE	Willow & Becker Cr	1883	1,4	1.10
Pugh	15	42	13	NE	SW	Willow & Becker Cr	1883	1,4	7.40
Pugh	15	42	13	NW	SW	Willow & Becker Cr	Spring of 1872	1,4	21.90
Pugh	15	42	13	SE	SW	Willow & Becker Cr	1883	1,4	32.30
Pugh	15	42	13	SE	SW	Willow Cr	1883	1	0.80
Pugh	15	42	13	SW	SW	Willow & Becker Cr	Spring of 1872	1,4	18.10
Pugh	15	42	13	SW	SW	Willow & Becker Cr	1883	1,4	1.40
Pugh	15	42	13	SW	SW	Willow Cr	1883	1	14.10
Pugh	15	42	14	NE	SE	Willow Cr	1883	1	22.20
Pugh	15	42	14	NW	SE	Willow Cr	12/15/1872	2	17.00
Pugh	15	42	14	NW	SE	Willow Cr	1883	1	3.00
Pugh	15	42	14	SE	SE	Willow Cr	1883	1	1.90
Pugh	15	42	24	NW	NE	Willow & Becker Cr	1883	1,4	33.50
Pugh	15	42	24	SW	NE	Willow & Becker Cr	1883	1,4	38.20
Pugh	15	42	24	NE	NW	Willow & Becker Cr	1883	1,4	37.60
Pugh	15	42	24	SE	NW	Pole Cr	1871	5	25.40
Pugh	15	42	24	SE	NW	Willow & Becker Cr	1883	1,4	1.50
Pugh	15	42	24	SW	NW	Pole Cr	1871	5	10.40
Pugh	15	42	24	NW	SE	Willow Cr	12/15/1872	2	26.30
Total Acres:									314.10

Singleton	15	43	32	NE	NW	Willow Cr	1877	3	11.10
Singleton	15	43	32	NW	NW	Willow Cr	1877	3	20.90
Total Acres:									32.00

Smith	15	43	31	NE	NE	Willow Cr	1877	3	40.00
Smith	15	43	31	NW	NE	Willow Cr	1877	3	7.50
Total Acres:									47.50

Spence	15	42	23	NW	NE	Pole Cr	1871	5	35.00
Total Acres:									35.00


Vilsmeyer	15	42	25	NW	NW	Black Cr	1874	6	10.00
Total Acres:									10.00

Worsham	15	43	30	NE	NE	Willow Cr	1873	3	22.40
Total Acres:									22.40
Grand Total: 1662.40									

This certificate confirms an order of the director entered on 4-7-98, and recorded in Special Order Volume 52, Page 322, approving a petition by ORCHARDS WATER COMPANY under ORS 541.329 for mapping water rights within a district. This certificate supersedes a portion of certificates 1567, 1586, 1627 and all of certificates 1591, 1592 and 1619.

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 4/7/98.


Martha O. Pagel, Director

Recorded in State Records of Water Right Certificates numbered 75332.