

STATE OF OREGON

COUNTY OF BAKER AND UNION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

WILSON CATTLE COMPANY INC.  
P.O. BOX 129  
NORTH POWDER OR, 97867

confirms the right to use the waters of NORTH POWDER RIVER, A TRIBUTARY OF POWDER RIVER, for the irrigation of 277 acres of land being 84 acres for TRACT 1 and 193 acres for TRACT 2

This right was confirmed by decree of the Circuit Court of the State of Oregon for Union County. The Decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 3, at page 252. The dates of priority are 1874 for TRACT 1 and 1887 for TRACT 2.

The amount of water to which such right is entitled, for the purposes aforesaid, is limited to an amount actually needed for beneficial use, and shall not exceed a rate of flow of 2.10 cfs for TRACT 1 and 4.83 cfs for TRACT 2 from March 1st to July 1st and 1.05 cfs for TRACT 1 and 2.42 cfs for TRACT 2 from July 1st to October 1st of each year; the total quantity diverted during each irrigation season not to exceed 210 acre feet for TRACT 1 and 483 acre feet for TRACT 2 and shall be subject to all other conditions and limitations contained in said decree.

The point of diversion is located as follows:

FOR TRACT 1: DAVIS-DALTON DITCH: SW¼NE¼, SECTION 35, TOWNSHIP 6 SOUTH, RANGE 38 EAST, W.M.

FOR TRACT 2: DAVIS-KELSEY DITCH: SW¼NE¼, SECTION 35, TOWNSHIP 6 SOUTH, RANGE 38 EAST, W.M.

A description of the lands irrigated under such right, and to which the water is appurtenant is as follows:

TRACT 1

SE¼ NE¼	17.5 acres	NW¼ SW¼	21.5 acres
NE¼ SE¼	33.5 acres	SW¼ SW¼	11.5 acres
Section 35		Section 36	
Township 6 South, Range 38 East, W.M.			

TRACT 2

NE¼ NE¼	4.5 acres	NE¼ NW¼	16.5 acres
SE¼ NE¼	8.0 acres	NW¼ NW¼	25.0 acres
Section 35		SW¼ NW¼	18.0 acres
NE¼ NE¼	1.5 acres	SE¼ NW¼	32.0 acres
NW¼ NE¼	7.5 acres	Section 36	
S½ NE¼	80.0 acres		
Township 3 South, Range 40 East, W.M.			

This certificate describes that portion of the water right confirmed by Certificate 1456, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered DEC 12 1997, approving Transfer Application 7749.

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 purposes is restricted to the lands or place of use herein described.

**DEC 12 1997**

WITNESS the signature of the Water Resources Director, affixed\_\_\_\_\_.

/s/ MARTHA O. PAGEL

Martha O. Pagel, Director

Supervised by  
Cert. No. 75629