

STATE OF OREGON
COUNTY OF MALHEUR
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

OWYHEE DITCH COMPANY
P.O. BOX 280
ONTARIO, OREGON 97914-0280

confirms the right to use the waters of **OWYHEE RIVER** , tributary of SNAKE RIVER for the purpose of **IRRIGATION of 12,930.75 ACRES and IRRIGATION BY USE OF 3.56 CFS WITHIN SPECIFIED BOUNDARIES WITHIN THE CITY OF ONTARIO.**

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 9, at page 1. The priority date is **OCTOBER 30, 1888.**

The point of diversion is: The Owyhee Ditch

The amount of water to which this right is entitled for the purposes aforesaid shall not exceed 1 acre foot per acre during any calendar month prior to June 1st and 3/4 acre foot per acre during any calendar month after June 1st of each year; and a total not to exceed **3 acre feet** per acre during the irrigation season from April 1st to October 15th.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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

All Townships are South, all Ranges are East, location in reference to Willamette Meridian.

TOWNSHIP	RANGE	SECTION	GOV LOT	¼, ¼	ACRES
18	46	12		NENE	11.2
18	46	12		SWNE	4.0
18	46	12		SENE	35.2
18	46	12		NESE	34.1
18	46	14		NWSE	24.1
18	46	14		SWSE	33.0
18	47	4		SWNE	16.0
18	47	4		NENW	30.6
18	47	4		NWNW	14.2
18	47	4		SWNW	37.8
18	47	4		SENW	37.0
18	47	4		NESW	19.7
18	47	4		NWSW	29.2
18	47	5		SWNW	10.0
18	47	5		NESW	40.0
18	47	5		NWSW	40.0
18	47	5		SWSW	38.8

Recorded in State Record of Water Right Certificates numbered 75699.

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TOWNSHIP	RANGE	SECTION	GOV LOT	¼, ¼	ACRES
18	47	5		SESW	38.8
18	47	6		NESE	40.0
18	47	6		SESE	38.8
18	47	7		SESE	30.0
18	47	8		NWNE	1.35
18	47	8		SWNE	36.2
18	47	8		NENW	39.3
18	47	8		NWNW	38.5
18	47	8		SWNW	39.2
18	47	8		SENW	40.0
18	47	8		NESW	40.0
18	47	8		NWSW	39.2
18	47	8		SWSW	38.8
18	47	8		SESW	39.4
18	47	8		NWSE	29.1
18	47	8		SWSE	18.2
18	47	9		NENW	13.0
18	47	9		NWNW	12.0
18	47	9		NESW	20.7
18	47	9		NWSW	6.9
18	47	9		SWSW	16.0
18	47	9		SWSE	19.0
18	47	16		NWNE	19.0
18	47	16		SWNE	39.8
18	47	16		NENW	38.2
18	47	16		NWNW	32.6
18	47	16		SWNW	39.2
18	47	16		SENW	38.8
18	47	16		NESW	38.8
18	47	16		NWSW	38.5
18	47	16		SWSW	37.5
18	47	16		SESW	38.0
18	47	16		NWSE	39.2
18	47	16		SWSE	30.6
18	47	17		NWNE	36.0
18	47	17		SWNE	31.0
18	47	17		NENW	39.3
18	47	17		NWNW	38.6
18	47	17		SWNW	39.2
18	47	17		SENW	40.0
18	47	17		NESW	40.0
18	47	17		NWSW	39.2
18	47	17		SWSW	38.5
18	47	17		SESW	39.2
18	47	17		NWSE	28.5
18	47	17		SWSE	36.8
18	47	17		SESE	37.5

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TOWNSHIP	RANGE	SECTION	GOV LOT	¼, ¼	ACRES
18	47	18		NENE	38.2
18	47	18		NWNE	39.2
18	47	18		SWNE	40.0
18	47	18		SENE	39.2
18	47	18		NENW	39.2
18	47	18		NWNW	22.8
18	47	18		SWNW	14.5
18	47	18		SENW	35.5
18	47	18		NESW	8.4
18	47	18		NWSW	33.2
18	47	18		SWSW	36.0
18	47	18		SESW	34.5
18	47	18		NESE	39.2
18	47	18		NWSE	40.0
18	47	18		SWSE	39.2
18	47	18		SESE	37.4
18	47	19		NENE	37.5
18	47	19		NWNE	11.0
18	47	19		SENE	39.5
18	47	19		NENW	12.3
18	47	19		NWNW	30.0
18	47	19		SWNW	8.0
18	47	19		NESW	15.0
18	47	19		SESW	9.0
18	47	19		NESE	39.5
18	47	19		NWSE	3.8
18	47	19		SESE	13.6
18	47	20		NENE	35.2
18	47	20		NWNE	35.2
18	47	20		SWNE	40.0
18	47	20		SENE	40.0
18	47	20		NENW	35.6
18	47	20		NWNW	34.2
18	47	20		SWNW	39.0
18	47	20		SENW	40.0
18	47	20		NESW	40.0
18	47	20		NWSW	39.2
18	47	20		SWSW	39.2
18	47	20		SESW	39.5
18	47	20		NESE	39.6
18	47	20		NWSE	39.6
18	47	20		SWSE	36.5
18	47	20		SESE	39.3
18	47	28		NWNW	29.5
18	47	28		SWNW	31.2
18	47	29		NENE	35.0
18	47	29		NWNE	38.6

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TOWNSHIP	RANGE	SECTION	GOV LOT	¼, ¼	ACRES
18	47	29		SWNE	40.0
18	47	29		SENE	40.0
18	47	29		NENW	40.0
18	47	29		NWNW	38.7
18	47	29		SWNW	37.0
18	47	29		SENW	2.0
18	47	29		NESW	40.0
18	47	29		NWSW	39.2
18	47	29		SWSW	40.0
18	47	29		SESW	34.2
18	47	29		NESE	33.1
18	47	29		NWSE	39.0
18	47	29		SWSE	39.7
18	47	29		SESE	21.0
18	47	30		NENE	38.2
18	47	30		NWNE	24.7
18	47	30		SWNE	38.4
18	47	30		SENE	39.2
18	47	30		NESE	39.0
18	47	30		SESE	40.4
18	47	31		NENE	30.0
18	47	31		SENE	30.0
18	47	31		NESE	35.0
18	47	31		SESE	35.0
18	47	32		NENE	9.9
18	47	32		NWNE	38.8
18	47	32		SWNE	38.7
18	47	32		NENW	38.3
18	47	32		NWNW	38.7
18	47	32		SWNW	35.8
18	47	32		SENW	38.2
18	47	32		NESW	34.1
18	47	32		NWSW	39.2
18	47	32		SWSW	34.5
18	47	32		SESW	39.0
18	47	32		NWSE	35.5
18	47	32		SWSE	20.5
18	47	32		SESE	34.8
19	46	24		SENE	2.5
19	46	24		NESE	23.6
19	46	24		SESE	15.2
19	46	25		NENE	30.0
19	46	25		SENE	36.0
19	46	25		NESE	39.6
19	46	25		NWSE	7.0
19	46	25		SWSE	8.3
19	46	25		SESE	39.6

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TOWNSHIP	RANGE	SECTION	GOV LOT	¼, ¼	ACRES
19	46	36		NENE	38.5
19	46	36		NWNE	34.3
19	46	36		SWNE	28.5
19	46	36		SENE	39.2
19	46	36		NESE	38.8
19	46	36		NWSE	27.2
19	46	36		SWSE	37.0
19	46	36		SESE	39.6
19	47	5		NENE	21.1
19	47	5		NWNE	15.2
19	47	5		SWNE	15.3
19	47	5		NENW	39.2
19	47	5		NWNW	39.2
19	47	5		SWNW	39.2
19	47	5		SENW	39.8
19	47	5		NESW	40.0
19	47	5		NWSW	40.0
19	47	5		SWSW	40.0
19	47	5		SESW	40.0
19	47	5		NWSE	20.0
19	47	5		SWSE	14.6
19	47	6		NENE	29.1
19	47	6		SENE	31.9
19	47	6		NESE	30.3
19	47	6		SESE	30.5
19	47	7		NENE	26.5
19	47	7		NWNE	2.8
19	47	7		SENE	35.0
19	47	7		NESE	38.6
19	47	7		SESE	37.7
19	47	8		NWNE	34.4
19	47	8		SWNE	39.2
19	47	8		SENE	3.4
19	47	8		NENW	36.1
19	47	8		NWNW	40.0
19	47	8		SWNW	39.0
19	47	8		SENW	38.6
19	47	8		NESW	39.4
19	47	8		NWSW	39.2
19	47	8		SWSW	38.7
19	47	8		SESW	39.2
19	47	8		NESE	3.6
19	47	8		NWSE	37.8
19	47	8		SWSE	22.4
19	47	17		NWNE	4.0
19	47	17		NENW	34.4
19	47	17		NWNW	38.8

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TOWNSHIP	RANGE	SECTION	GOV LOT	¼, ¼	ACRES
19	47	17		SWNW	35.0
19	47	17		SEnw	36.0
19	47	17		NESW	34.5
19	47	17		NWSW	38.9
19	47	17		SWSW	38.9
19	47	17		SESW	35.0
19	47	18		NENE	38.2
19	47	18		NWNE	24.7
19	47	18		SWNE	40.0
19	47	18		SENE	40.0
19	47	18		NENW	2.1
19	47	18		SEnw	25.4
19	47	18		NESW	39.8
19	47	18		NWSW	5.9
19	47	18	4	SWSW	12.0
19	47	18		SESW	40.0
19	47	18		NESE	38.5
19	47	18		NWSE	40.0
19	47	18		SWSE	39.4
19	47	18		SESE	39.2
19	47	19		NENE	38.2
19	47	19		NWNE	39.1
19	47	19		SWNE	40.0
19	47	19		SENE	39.1
19	47	19		NENW	40.0
19	47	19	1	NWNW	15.2
19	47	19		SWNW	38.6
19	47	19		SEnw	40.0
19	47	19		NESW	40.0
19	47	19		NWSW	39.1
19	47	19		SWSW	38.2
19	47	19		NESE	39.1
19	47	19		NWSE	36.8
19	47	19		SWSE	40.0
19	47	19		SESE	20.0
19	47	20		NENW	9.4
19	47	20		NWNW	34.2
19	47	20		SWNW	37.2
19	47	20		SEnw	4.0
19	47	20		NWSW	14.4
19	47	20		SWSW	40.0
19	47	20		SESW	20.0
19	47	29		NWNW	38.3
19	47	29		SWNW	20.0
19	47	29		NWSW	20.0
19	47	29		SWSW	38.0
19	47	30		NENE	32.5

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TOWNSHIP	RANGE	SECTION	GOV LOT	¼, ¼	ACRES
19	47	30		NWNE	35.0
19	47	30		SWNE	35.0
19	47	30		SENE	39.1
19	47	30		NENW	39.1
19	47	30		NWNW	38.2
19	47	30		SWNW	39.1
19	47	30		SENW	37.8
19	47	30		NESW	40.0
19	47	30		NWSW	39.6
19	47	30		SWSW	39.4
19	47	30		SESW	39.0
19	47	30		NESE	39.1
19	47	30		NWSE	40.0
19	47	30		SWSE	37.5
19	47	30		SESE	39.1
19	47	31		NENE	25.0
19	47	31		NWNE	39.1
19	47	31		SWNE	39.1
19	47	31		SENE	39.8
19	47	31		NENW	39.2
19	47	31		NWNW	38.5
19	47	31		SWNW	39.5
19	47	31		SENW	39.1
19	47	31		NESW	39.1
19	47	31		NWSW	38.5
19	47	31		SWSW	38.8
19	47	31		SESW	39.2
19	47	31		NESE	35.6
19	47	31		NWSE	38.8
19	47	31		SWSE	38.4
19	47	31		SESE	4.0
19	47	32		NWNW	15.0
20	46	1	1	NENE	5.0
20	46	1		SENE	10.0
20	46	1		NESE	35.4
20	46	1		NWSE	2.6
20	46	1		SWSE	11.5
20	46	1		SESE	39.1
20	46	12		NENE	39.1
20	46	12		NWNE	14.5
20	46	12		SWNE	5.8
20	46	12		SENE	38.6
20	46	12		NESE	27.0
20	46	12		SESE	10.0
20	46	23		SESW	5.0
20	46	23		NESE	22.0
20	46	23		SWSE	30.8

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TOWNSHIP	RANGE	SECTION	GOV LOT	¼, ¼	ACRES
20	46	23		SESE	36.6
20	46	24		NENE	31.3
20	46	24		NWNE	2.4
20	46	24		SWNE	34.1
20	46	24		SENE	33.8
20	46	24		SENW	2.0
20	46	24		NESW	37.9
20	46	24		NWSW	34.3
20	46	24		NWSW	38.1
20	46	24		SESW	39.1
20	46	24		NESE	35.9
20	46	24		NWSE	39.0
20	46	24		SWSE	34.8
20	46	24		SESE	35.0
20	46	25		NENE	7.3
20	46	25		NWNE	9.8
20	46	25		NENW	12.9
20	46	25		NWNW	15.0
20	46	26		NENE	40.0
20	46	26		NWNE	40.0
20	46	26		SWNE	35.0
20	46	26		SENE	15.0
20	46	26		SENW	35.0
20	46	26		NESW	40.0
20	46	26		SWSW	35.0
20	46	26		SESW	40.0
20	46	26		NESE	40.0
20	46	26		NWSE	40.0
20	46	26		SWSE	40.0
20	46	26		SESE	40.0
20	46	28		SWSW	29.4
20	46	29		SWSE	6.5
20	46	29		SESE	24.6
20	46	31		SESW	8.8
20	46	31		NESE	14.7
20	46	31		SWSE	8.2
20	46	31		SESE	1.7
20	46	32		NENE	39.2
20	46	32		NWNE	37.5
20	46	32		SWNE	5.6
20	46	32		SENE	12.6
20	46	32		NENW	21.5
20	46	32		NWSW	21.0
20	46	32		SWSW	6.6
20	46	33		NWNE	0.1
20	46	33		SWNE	23.4
20	46	33		SENE	18.0

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TOWNSHIP	RANGE	SECTION	GOV LOT	¼, ¼	ACRES
20	46	33		NENW	2.6
20	46	33		SEnw	25.4
20	46	33		NESW	10.2
20	46	33		NESE	40.0
20	46	33		NWSE	34.0
20	46	33		SWSE	10.0
20	46	33		SESE	12.0
20	46	34		NWNE	2.0
20	46	34		SWNE	13.6
20	46	34		SENE	29.5
20	46	34		NESW	39.0
20	46	34		NWSW	40.0
20	46	34		SWSW	17.5
20	46	34		SESW	35.6
20	46	34		NESE	29.0
20	46	34		NWSE	40.0
20	46	34		SWSE	40.0
20	46	34		SESE	40.0
20	46	35		NENE	38.8
20	46	35		NWNE	39.2
20	46	35		SWNE	40.0
20	46	35		SENE	39.2
20	46	35		NENW	40.0
20	46	35		NWNW	29.0
20	46	35		SWNW	36.6
20	46	35		SEnw	37.9
20	46	35		NESW	40.0
20	46	35		NWSW	39.2
20	46	35		SWSW	39.2
20	46	35		SESW	39.2
20	46	35		NESE	40.0
20	46	35		NWSE	40.0
20	46	35		SWSE	39.0
20	46	35		SESE	8.8
20	46	36		NWNW	4.2
20	46	36		SWSW	9.8
20	47	5	3	NWNW	20.0
20	47	6	1	NENE	28.9
20	47	6	2	NWNE	28.5
20	47	6		SWNE	38.4
20	47	6	5	SENE	20.0
20	47	6	3	NENW	24.0
20	47	6	4	NWNW	28.0
20	47	6		SWNW	40.0
20	47	6		SEnw	39.1
20	47	6		NESW	39.1
20	47	6		NWSW	40.0

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TOWNSHIP	RANGE	SECTION	GOV LOT	¼, ¼	ACRES
20	47	6		SWSW	39.1
20	47	6		SESW	35.8
20	47	6	6	NWSE	24.5
20	47	6	7	SWSE	26.5
20	47	7		NWNE	17.5
20	47	7		SWNE	8.1
20	47	7		SENE	27.4
20	47	7		NENW	35.6
20	47	7		NWNW	38.5
20	47	7		SWNW	39.4
20	47	7		SENW	36.8
20	47	7	5	NESW	28.7
20	47	7		NWSW	38.2
20	47	7		SWSW	27.6
20	47	7	6	SESW	10.0
20	47	7	3	NESE	32.0
20	47	7	4	NWSE	25.5
20	47	18	1	NWNW	22.0
20	47	18	3	NWSW	12.0
20	47	18	4	SWSW	25.8
20	47	18	5	SESW	14.8
20	47	19		NWNW	12.5
20	47	19		SWNW	9.8
20	47	19		NWSW	6.2
20	47	19		SWSW	3.8
21	45	12		SENE	1.0
21	46	2	2	NWNE	12.8
21	46	2	3	NENW	37.5
21	46	2		NWNW	39.0
21	46	2		SWNW	11.8
21	46	2		SENW	11.7
21	46	3	1	NENE	24.8
21	46	3	2	NWNE	14.0
21	46	6	2	NWNE	25.0
21	46	6		SWNE	22.8
21	46	6	3	NENW	39.8
21	46	6	4	NWNW	6.0
21	46	6	5	SWNW	10.1
21	46	6		SENW	21.8

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3.56 cubic feet of water per second for the City of Ontario through the low pressure water system is appurtenant to the following:

SW $\frac{1}{4}$ NW $\frac{1}{4}$	NE $\frac{1}{4}$ NE $\frac{1}{4}$
NW $\frac{1}{4}$ SW $\frac{1}{4}$	NW $\frac{1}{4}$ NE $\frac{1}{4}$
SW $\frac{1}{4}$ SW $\frac{1}{4}$	SW $\frac{1}{4}$ NE $\frac{1}{4}$
SECTION 3	SE $\frac{1}{4}$ NE $\frac{1}{4}$
SW $\frac{1}{4}$ SW $\frac{1}{4}$	SECTION 9
SE $\frac{1}{4}$ SW $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$
NE $\frac{1}{4}$ SE $\frac{1}{4}$	NW $\frac{1}{4}$ NW $\frac{1}{4}$
SW $\frac{1}{4}$ SE $\frac{1}{4}$	SW $\frac{1}{4}$ NW $\frac{1}{4}$
SE $\frac{1}{4}$ SE $\frac{1}{4}$	SE $\frac{1}{4}$ NW $\frac{1}{4}$
SECTION 4	SECTION 10


TOWNSHIP 18 SOUTH, RANGE 47 EAST, W.M.

This Certificate describes the water right confirmed by Certificate 31121 State Record of Water Right Certificates, NOT modified by the provisions of orders of the State Engineer and the Water Resources Director entered on AUGUST 1, 1967 and recorded in Special Order Volume 16, page 204, approving transfer F-16 for a change in place of use, and entered on NOVEMBER 12, 1970 and recorded in Special Order Volume 20, page 210, canceling a portion of the right and, entered on September 17, 1979 and recorded in Special Order Volume 32, page 417, approving transfer 4289 for a change in place of use, and entered on September 10, 1981 and recorded in Special Order Volume 35, page 190, approving Transfer M-129 for a change in place of use and, entered on JAN 25 1999 approving a petition by the Owyhee Irrigation District under ORS 541.329. This Certificate together with Transfers F-16 and M-129 supersedes Certificate 31121.

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 beneficial use on the lands or place of use herein described. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights.

Witness the signature of the Water Resources Director, affixed 1/25/99


Martha O. Pagel, Director