

STATE OF OREGON
COUNTY OF MORROW
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DIAMOND PROPERTIES INVESTMENT COMPANY, LLC
HCR 78
IONE, OREGON 97843

confirms the right to use the waters of WILLOW CREEK, a tributary of the COLUMBIA RIVER, for IRRIGATION of 150.0 ACRES and DOMESTIC (STOCK) USE.

This right was confirmed by decree of the Circuit Court of the State of Oregon for MORROW County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 1, at Page 73. The dates of priority are 1884 for DOMESTIC (STOCK) USE; 1892 for IRRIGATION of 84.73 ACRES; 1906 for IRRIGATION of 65.27 ACRES.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1.41 CUBIC FEET PER SECOND with priority date of 1892, and 1.09 CUBIC FEET PER SECOND with priority date of 1906, if available at the original point of diversion; EWING, HIGHLINE, DESERTLAND, KIRTZLER, UNDERGROUND, AND MURPHY DITCHES, or its equivalent in case of rotation, measured at the points of diversion from the source.

The points of diversion are located as follows:

NE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 20; NE $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 29; SW $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 17; NE $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 7, T 2 N, R 23 E, WM; 1160 FEET SOUTH AND 1000 FEET WEST FROM THE NE CORNER, SECTION 20; 3800 FEET SOUTH AND 40 FEET WEST FROM THE NE CORNER, SECTION 29; 2600 FEET SOUTH AND 1980 FEET WEST FROM THE NE CORNER, SECTION 17; 2920 FEET SOUTH AND 560 FEET WEST FROM THE NE CORNER, SECTION 7; 930 FEET SOUTH AND 470 FEET WEST FROM THE NE CORNER, SECTION 7.

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

	<u>1892</u>	<u>1906</u>
SW $\frac{1}{4}$ SW $\frac{1}{4}$	4.50 ACRES	
	SECTION 8	
NE $\frac{1}{4}$ NE $\frac{1}{4}$		9.00 ACRES
NW $\frac{1}{4}$ NE $\frac{1}{4}$		39.00 ACRES
SW $\frac{1}{4}$ NE $\frac{1}{4}$	25.68 ACRES	6.32 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$	5.05 ACRES	10.95 ACRES
NE $\frac{1}{4}$ NW $\frac{1}{4}$	35.50 ACRES	
SE $\frac{1}{4}$ NW $\frac{1}{4}$	14.00 ACRES	
	SECTION 17	
	TOWNSHIP 2 NORTH, RANGE 23 EAST, W.M.	

This certificate is issued to clarify the priority dates and place of use in accordance with the provisions of OAR 690-15-400 and supersedes Certificate 53378, State Record of Water Right Certificates.

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.

Modified
sp. or Rec. Vol. 53,744 P.

T-8212

modified by V53 P 744

Temp Sp Order V53 P 648

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 SEP 21 1998

/s/ Tom Paul (for)
Martha O. Pagel, Director