

STATE OF OREGON
COUNTY OF UMATILLA
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JACK C. & BETTY GENE SWECK, ROBERT W. & BETTY J. BYER,
JIM & LORRETTA GUGIN, LAVERNE FRAZIER AND
LONNIE O. & VICKI L. READ
2550 US 395 SOUTH
PENDLETON, OREGON 97801

confirms the right to use the waters of MCKAY CREEK, a tributary of the UMATILLA RIVER, for IRRIGATION OF 11.71 ACRES, DOMESTIC AND LIVESTOCK.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Umatilla County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 3, at Page 127. The date of priority is 1894.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.144 CUBIC FOOT PER SECOND, if available at the original point of diversion, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 28, T 2 N, R 32 E, WM; French Ditch - 300 Feet South and 1550 Feet West from the NE Corner, Section 21.

The points of diversion are located as follows:

SW $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 21, T 2 N, R 32 E, WM; 1 - 180 FEET NORTH AND 680 FEET EAST; 2 - 770 FEET NORTH AND 290 FEET EAST; 3 - 1980 FEET NORTH AND 80 FEET EAST; ALL FROM THE S $\frac{1}{4}$ CORNER, SECTION 21.

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

READ & FRAZIER POD 3	SWECK POD 2	BYER & GUGIN POD 1
NW $\frac{1}{4}$ SE $\frac{1}{4}$ 3.6 ACRES	NW $\frac{1}{4}$ SE $\frac{1}{4}$ 0.71 ACRE SW $\frac{1}{4}$ SE $\frac{1}{4}$ 5.0 ACRES SECTION 21	SW $\frac{1}{4}$ SE $\frac{1}{4}$ 2.4 ACRES
TOWNSHIP 2 NORTH, RANGE 32 EAST, W.M.		

This certificate describes that portion of the water right confirmed by Certificate 55608, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered NOV 09 1998, approving Transfer Application 7524.

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 NOV 09 1998.

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

Recorded in State Record of Water Right Certificates numbered 75868.

T-7524.BW