

STATE OF OREGON

COUNTY OF UNION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

OREGON DEPARTMENT OF FISH AND WILDLIFE
PO BOX 59
PORTLAND, OREGON 97207

confirms the right to use the waters of NORTH POWDER RIVER, a tributary of POWDER RIVER, for DOMESTIC, STOCK AND IRRIGATION OF 4.8 ACRES.

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 date of priority is 1884.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.12 CUBIC FOOT PER SECOND from March 1st to July 1st, and 0.06 CUBIC FOOT PER SECOND from July 1st to October 1st of each year. The total quantity diverted during each irrigation season shall not exceed 12 acre feet.

The point of diversion is identified as follows:

Gardener Mill Race and Power Company Ditches.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to 2½ acre-feet for each acre irrigated during the irrigation season of each year.

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

NE¼ NE¼ 4.0 ACRES
NW¼ SE¼ 0.8 ACRES
SECTION 32
TOWNSHIP 6 SOUTH, RANGE 38 EAST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 51836, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered APRIL 15, 1996 , and entered in Special Order Volume 50, Page 204, approving a petition by Gerald Loennig under the provisions of ORS 541.329. This Certificate together with Certificates 72201, 72203 and 72204, supercedes Certificate 51836.

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 _____

APR 21 1999

MS/ MARTHA O. PAGEL

Martha O. Pagel, Director

51836RR.SLH

Re corded in State Record of Water Right Certificates numbered 76108.