

STATE OF OREGON

COUNTY OF MALHEUR

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ELMER WICKLUND
1405 N 11th STREET
BOISE, IDAHO

confirms the right to use the waters of BULLY CREEK, a tributary of MALHEUR RIVER for IRRIGATION OF 4.5 ACRES.

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 8, at Page 228. The date of priority is 1908.

The amount of water to which this right is entitled, is limited to an amount actually beneficially used for said purposes, and shall not exceed a total of 0.225 CUBIC FOOT PER SECOND, if available at Johnson Ditch - SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 2, Township 18 South, Range 43 East, W.M.; or the equivalent in case of rotation.

The points of diversion are identified as follows:

WICKLUND DITCH

LATERAL 197-13 - SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 12, Township 18 South, Range 43 East, W.M.; 878 feet North and 2847 feet East from the SW corner of Section 12.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of 1.5 ACRE FEET per acre in any 30 day period prior to June 1st, 1.0 ACRE FOOT per acre in any 30 day period after June 1st, of each year, or three ACRE FEET per acre during any season, diverted at a rate not to exceed ONE-TWENTIETH, or the equivalent 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:

Township South	Range East	Section	1/4 1/4	Acres
18	43	12	SEnw	4.5
Total:				4.5

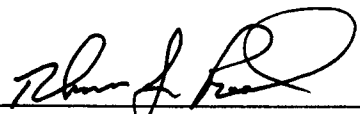
This certificate describes that portion of the water right confirmed by Certificate 7041, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on November 4, 2002, and Recorded in Special Order Volume 56, Page 2004, approving a petition by the Vale Oregon Irrigation District under ORS 541.329. This certificate confirms an order of the director approving Transfer 7721 entered September 7, 1999, and recorded at Special Order Volume 53, Page 1201. This certificate supersedes Certificate 7041.

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 described and is subject to all other conditions and limitations contained in said decree.

WITNESS the signature of the Water Resources Director, affixed

NOV 05 2002



for Paul R. Cleary, Director