

STATE OF OREGON
COUNTY OF WHEELER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

VICTOR W. DOHERTY
P.O. BOX 228
SPRAY, OR 97874

confirms the right to use the waters of JOHN DAY RIVER, a tributary of COLUMBIA RIVER, for the purpose of IRRIGATING 8.9 ACRES.

The right has been perfected under Permit 38780. The date of priority is MAY 19, 1975. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.22 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

SW 1/4 NW 1/4, SECTION 10, T 9 S, R 25 E, W.M.; 690 FEET NORTH AND 130 FEET EAST FROM W 1/4 CORNER SECTION 10.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to ONE-FORTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 5.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

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

A description of the place of use under the right, and to which such right is appurtenant, is as follows:

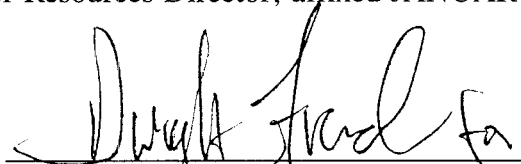
SE 1/4 NE 1/4 0.7 ACRE
NE 1/4 SE 1/4 0.2 ACRE
SECTION 9

SW 1/4 NW 1/4 5.5 ACRES
NW 1/4 SW 1/4 2.5 ACRES
SECTION 10

TOWNSHIP 9 SOUTH, RANGE 25 EAST, W.M.

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. The right is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed JANUARY 14, 2000.


Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 76349.