

STATE OF OREGON
COUNTY OF UMATILLA
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

B. L. DAVIS RANCH, INC.
P. O. BOX 59
ADAMS, OR 97810

confirms the right to use the water of WILDHORSE CREEK, a tributary of the UMATILLA RIVER, for IRRIGATION of 142.0 ACRES.

The right was perfected under PERMIT 32133. The date of priority is NOVEMBER 7, 1966. The amount of water to which such right is entitled for the purposes aforesaid is limited to an amount actually beneficially used for said purposes and shall not exceed 1.30 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 in the NW¼ SE¼ (Lot 7) of Section 26, T 4 N, R 34 E, WM.; 310 feet South and 420 feet East from Center Section 26.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to a diversion of ONE-EIGHTIETH of one cubic foot per second or its equivalent for each acre irrigated and shall further be limited to a diversion of not to exceed 3 acre-feet per acre for each acre irrigated during the irrigation season of each year, and shall conform to such reasonable rotation system as may be ordered by the prooper state officer.

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

(LOT 4)	SE¼ SW¼	6.3 ACRES
(LOT 5)	SE¼ SW¼	27.3 ACRES
	NE¼ SE¼	9.6 ACRES
(LOT 2)	NW¼ SE¼	20.6 ACRES
(LOT 3)	SW¼ SE¼	9.1 ACRES
(LOT 6)	SW¼ SE¼	0.3 ACRES
SECTION 26		
(LOT 9)	NE¼ NE¼	7.7 ACRES
(LOT 8)	SE¼ NE¼	2.0 ACRES
	NE¼ SE¼	12.0 ACRES
(LOT 3)	NW¼ SE¼	29.4 ACRES
(LOT 10)	SW¼ SE¼	14.9 ACRES
SECTION 34		
(LOT 3)	NW¼ NW¼	2.8 ACRES
SECTION 35		

TOWNSHIP 4 NORTH, RANGE 34 EAST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 40941, State Record of Water Right Certificates, NOT canceled by the provisions of an order of the Water Resources Director entered FEB 24 2000, canceling a portion of said water right.

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The issuance of this superseding certificate does not confirm the status of the water right in regards 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. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

WITNESS the signature of the Water Resources Director, affixed FEB 24 2000.


For Martha O'Pagel, Director

S43010.GLN

Recorded in State Record of Water Right Certificates numbered 76403.