

STATE OF OREGON

COUNTY OF UNION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

HENRY C. AND AMANDA A. STEELE
49737 MILLER ROAD
NORTH POWDER, OREGON 97867

confirms the right to use the waters of NORTH POWDER RIVER, a tributary of POWDER RIVER, for IRRIGATION OF 212.5 ACRES, STOCK and DOMESTIC.

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 dates of priority are 1865, 1871, 1875, and 1890.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 3.22 CUBIC FOOT PER SECOND, being 0.90 CFS with priority 1865, 0.63 CFS with priority 1871, 0.90 CFS with priority 1875, and 0.79 CFS with priority 1890 from March 1 to July 1; and 1.61 CUBIC FEET PER SECOND, being 0.45 CFS with priority 1865, 0.32 CFS with priority 1871, 0.45 CFS with priority 1875, and 0.40 CFS with priority 1890, from July 1 to October 1 of each year, the total quantity diverted during each irrigation season shall not exceed 531.25 acre feet, or its equivalent in case of rotation, measured at the points of diversion from the source.

The points of diversion are located as follows:

GARDNER MILLRACE DITCH (1865, 1871, and 1875), SW $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 32, T 6 S, R 38 E, WM; 105 FEET NORTH AND 2307 FEET WEST FROM THE SE CORNER SECTION 32.

POWERS COMPANY DITCHES (1890), SW $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 32, T 6 S, R 38 E, WM; 585 FEET NORTH AND 2154 FEET WEST FROM THE SE CORNER SECTION 32.

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

<u>1865</u>	<u>1890</u>
NW¼ NW¼ 10.0 ACRES	NE¼ SW¼ 8.0 ACRES
SW¼ NW¼ 20.0 ACRES	NW¼ SW¼ 10.0 ACRES
SE¼ NW¼ 6.0 ACRES	SW¼ SW¼ 30.0 ACRES
	SE¼ SW¼ 9.5 ACRES
<u>1871</u>	SECTION 27
SW¼ NW¼ 5.0 ACRES	NW¼ NW¼ 30.0 ACRES
SE¼ NW¼ 20.0 ACRES	SW¼ NW¼ 15.0 ACRES
	SE¼ NW¼ 14.0 ACRES
<u>1875</u>	SECTION 34
NE¼ NW¼ 35.0 ACRES	
SECTION 34	

TOWNSHIP 6 SOUTH, RANGE 38 EAST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 1496, State Record of Water Right Certificates, further defined by an order of the Water Resources Director, entered NOVEMBER 3, 1998, in Volume 52, at Page 1086, and NOT modified by the provisions of orders of the Water Resources Director entered MAR 21 2000, approving Transfer Applications 7288 AND 7289.

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,
MAR 21 2000
affixed _____.

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

Recorded in State Record of Water Right Certificates numbered 76455.