

STATE OF OREGON
COUNTY OF UMATILLA
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LYLE L. EARLLEY AND DALE J. HALVERSON
412 SE 10TH STREET
PENDLETON, OREGON 97801

confirms the right to use the waters of TWO WELLS in the TUTUILLA CREEK BASIN for IRRIGATION OF 12.6 ACRES.

This right was perfected under Permit G-5728. The date of priority is DECEMBER 27, 1972. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.105 CUBIC FOOT PER SECOND (CFS), BEING 0.07 CFS FROM WELL NO. 1 AND 0.035 CFS FROM WELL NO. 2, or its equivalent in case of rotation, measured at the well.

The wells are located as follows:

SE $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 22, T 2 N, R 32 E, W.M.; WELL NO. 1 - 1000 FEET NORTH AND 220 FEET WEST; WELL NO. 2 - 580 FEET NORTH AND 330 FEET WEST; BOTH FROM THE SE CORNER, SECTION 22.

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 ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3 acre-feet per acre for each acre irrigated during the irrigation season of each year.

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

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

Well No. 1
SE $\frac{1}{4}$ SE $\frac{1}{4}$ 7.8 ACRES

Well No. 2
SE $\frac{1}{4}$ SE $\frac{1}{4}$ 4.8 ACRES
SECTION 22

TOWNSHIP 2 NORTH, RANGE 32 EAST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 48990, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered MAY 24 2000, approving Transfer Application 8415

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.

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

Cancelled due to
T-9471; Sp. Or.
Vol. 59, P. 121

Superseded by
Cert. No. 80555
93397

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

Recorded in State Record of Water Right Certificates numbered 76568.