

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 40.0 ACRES.

The right was perfected under PERMIT 31557. The date of priority is MAY 3, 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 0.50 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., W.M., 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 proper state officer.

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

NE¼ SW¼ 40.0 ACRES
SECTION 26
TOWNSHIP 4 NORTH, RANGE 34 EAST, W.M.

This certificate is issued to correct a scrivener's error in the certificate recorded at page 76404, State Record of Water Right Certificates, and supercedes Certificate 76404.

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 MAY 25 2000


For Martha O. Pagel, Director

S42169.GLN

Recorded in State Record of Water Right Certificates numbered 76570.