

STATE OF OREGON

COUNTY OF UNION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

J.L. CAVINESS  
ISLAND CITY, OREGON 97850

confirms the right to use the waters of the GRANDE RONDE RIVER, a tributary of the SNAKE RIVER for IRRIGATION of 186.8 ACRES.

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 8, at Page 1. The date of priority is JUNE 1865.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 4.67 CUBIC FEET PER SECOND or it's equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

SW $\frac{1}{4}$  SE $\frac{1}{4}$ , SECTION 32, T 2 S, R 38 E, W.M.; 475 FEET NORTH AND 660 FEET EAST FROM THE S $\frac{1}{4}$  CORNER, SECTION 32.

SE $\frac{1}{4}$  SE $\frac{1}{4}$ , SECTION 32, T 2 S, R 38 E, W.M.; 55 FEET NORTH AND 1654 FEET EAST FROM THE S $\frac{1}{4}$  CORNER, SECTION 32.

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 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

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

SW $\frac{1}{4}$ SE $\frac{1}{4}$	13.00
SE $\frac{1}{4}$ SE $\frac{1}{4}$	4.50
SECTION 33	
TOWNSHIP 2 SOUTH, RANGE 38 EAST, W.M.	

NE $\frac{1}{4}$ NW $\frac{1}{4}$	27.00
NW $\frac{1}{4}$ NW $\frac{1}{4}$	40.00
SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00
SW $\frac{1}{4}$ NW $\frac{1}{4}$	40.00
SECTION 3	

NE¼ NE¼ 21.60

NW¼ NE¼ 0.70

## SECTION 4

TOWNSHIP 3 SOUTH, RANGE 38 EAST, W.M.

This certificate describes that portion to the water right confirmed by Certificate 72347, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered MAY 30 2001 approving Transfer 8417. This Certificate also corrects errors and reflects cancellation of water rights on Certificate 72347.

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. 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.

The right to the use of the water for the above purposes 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, affixed MAY 30 2001.

  
 For Paul R. Cleary, Director

Recorded in State Record of Water Right Certificates numbered 76929.