

STATE OF OREGON
COUNTY OF GRANT
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

U.S. UMATILLA NATIONAL FOREST
2517 SW HAILEY AVENUE
PENDELTON, OREGON 97801

confirms the right to use the waters of DEATH PEAK SPRING, a tributary of HAPPY JACK CREEK for LIVESTOCK.

This right was perfected under Permit 49629. The date of priority is JANUARY 17, 1986. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.94 GALLONS PER MINUTE, or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

NE 1/4 SE 1/4, SECTION 35, TOWNSHIP 7 SOUTH, RANGE 26 EAST, W.M.;
3934 FEET SOUTH AND 93 FEET WEST FROM THE NE CORNER OF SECTION 35.

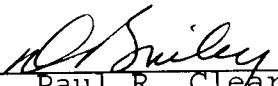
The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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

NE 1/4 SE 1/4
SECTION 35
TOWNSHIP 7 SOUTH, RANGE 26 EAST, W.M.

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
October 26, 2001.


Paul R. Cleary

Recorded in State Record of Water Right Certificate Number 78187.

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