

STATE OF OREGON  
 COUNTY OF MORROW  
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

D. E. GILMAN  
 HEPPNER, OREGON 97836

**SUPERSEDED BY**  
**CERT. NO. 89367, 93696**

confirms the right to use the waters of RHEA CREEK, a tributary of WILLOW CREEK, for IRRIGATION OF 111.8 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for MORROW County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 1, at Page 73. The dates of priority are 1874 FOR 96.8 ACRES AND 1879 FOR 15.0 ACRES.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1.61 CUBIC FEET PER SECOND (CFS) AS OF PRIORITY DATE 1874 AND 0.25 CFS AS OF PRIORITY DATE 1879, measured at the point of diversion from the source.

The points of diversion are located as follows:

GAY, GILMAN, AND BELLENBROCK DITCH - SW $\frac{1}{4}$  SE $\frac{1}{4}$ , SECTION 21, T 3 S, R 25 E, W.M.; 310 FEET NORTH AND 2220 FEET WEST FROM THE SE CORNER OF SECTION 21.

COX AND BELLENBROCK DITCH - SW $\frac{1}{4}$  SE $\frac{1}{4}$ , SECTION 28, T 3 S, R 25 E, W.M.; 800 FEET NORTH AND 1450 FEET WEST FROM THE SE CORNER OF SECTION 28.

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-SIXTIETH of one cubic foot per second per acre, or its equivalent 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:

	<u>PRIORITY 1874</u>	<u>PRIORITY 1879</u>
SE $\frac{1}{4}$ NW $\frac{1}{4}$	5.3 ACRES	2.5 ACRES
NE $\frac{1}{4}$ SW $\frac{1}{4}$	11.0 ACRES	11.0 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$	12.5 ACRES	1.5 ACRES
SECTION 16		
SW $\frac{1}{4}$ NE $\frac{1}{4}$	1.5 ACRES	
NE $\frac{1}{4}$ NW $\frac{1}{4}$	9.0 ACRES	
SE $\frac{1}{4}$ NW $\frac{1}{4}$	10.5 ACRES	
NE $\frac{1}{4}$ SW $\frac{1}{4}$	2.0 ACRES	
NW $\frac{1}{4}$ SE $\frac{1}{4}$	10.0 ACRES	
SW $\frac{1}{4}$ SE $\frac{1}{4}$	7.5 ACRES	
SECTION 21		
NW $\frac{1}{4}$ NE $\frac{1}{4}$	5.0 ACRES	
SW $\frac{1}{4}$ NE $\frac{1}{4}$	6.5 ACRES	
NW $\frac{1}{4}$ SE $\frac{1}{4}$	11.0 ACRES	
SW $\frac{1}{4}$ SE $\frac{1}{4}$	5.0 ACRES	
SECTION 28		

TOWNSHIP 3 SOUTH, RANGE 25 EAST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 213, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered NOV 19 2001, approving Transfer Application 6761.

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, affixed NOV 19 2001

  
Paul R. Cleary, Director

Recorded in State Record of Water Right Certificates numbered 78513.