

STATE OF OREGON
COUNTY OF UMATILLA
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

A.T. SMITH
R.F.D. 1
FREEWATER, OREGON

confirms the right to use the waters of EAST BRANCH OF MUD CREEK, a tributary of the WALLA WALLA RIVER, for IRRIGATION OF 4.11 ACRES AND STOCK. (Irrigation season: from March to October of each year).

This right was confirmed by decree of the Circuit Court of the State of Oregon for Umatilla County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 1, at Page 113. The date of priority is 1895.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.05 CUBIC FOOT PER SECOND, not to exceed the rate of one-fortieth (1/40) of a second foot to each one thousand (1000) head of stock.

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

SE $\frac{1}{4}$ SW $\frac{1}{4}$ 4.11 ACRES
SECTION 16
TOWNSHIP 6 NORTH, RANGE 35 EAST, W.M.

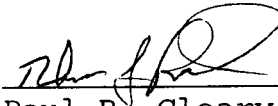
This certificate describes that portion of the water right confirmed by Certificate 30, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered FEB 27 2002, approving Transfer Application 8734.

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.

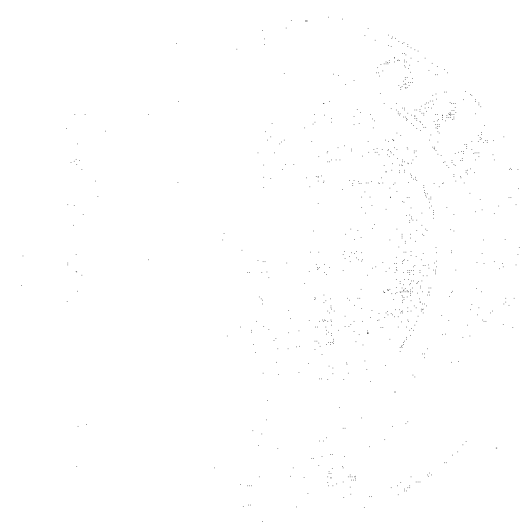
The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described and is subject to all other conditions and limitations contained in said decree.

WITNESS the signature of the Water Resources Director,

affixed **FEB 27 2002** .



Paul R. Cleary, Director



Recorded in State Record of Water Right Certificates numbered 79244.