

STATE OF OREGON

COUNTY OF UNION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

NESSLEY DITCH COMPANY
LAGRANDE, OREGON 97850

confirms the right to use the waters of the GRANDE RONDE RIVER, a tributary of the SNAKE RIVER, for IRRIGATION OF 221.0 ACRES AND SUPPLEMENTAL IRRIGATION OF 36.0 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 point of diversion is located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 32, T 2 S, R 38 E, W.M.; NESSLEY DITCH.

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:

| Quarter-Quarter | Acres | Priority | Name |
|-----------------------------------|-------|----------|---------------|
| SE $\frac{1}{4}$ NE $\frac{1}{4}$ | 10.0 | 1894 | ELI BEAUDETTE |
| SE $\frac{1}{4}$ NE $\frac{1}{4}$ | 10.0 | 1894 | LEHI WRIGHT |
| SE $\frac{1}{4}$ NE $\frac{1}{4}$ | 10.0 | 1894 | THOMAS MORGAN |
| NE $\frac{1}{4}$ SE $\frac{1}{4}$ | 10.0 | 1894 | F.H. TATMAN |
| SECTION 32 | | | |

| Quarter-Quarter | Acres | Priority | Name |
|--|-------|----------|---------------------------|
| NE¼ SE¼ | 16.0 | 1894 | FRANK COYKENDALL |
| NW¼ NE¼ SE¼ | 10.0 | 1894 | STATE LAND BOARD |
| SECTION 32 | | | |
| | | | |
| W½ SE¼ | 36.0 | 1894 | EDMUND Z. CARBINE |
| (SUPPLEMENTAL SUPPLY TO ORODELL DITCH COMPANY) | | | |
| SECTION 32 | | | |
| | | | |
| SE¼ NE¼ | 20.0 | 1904 | FRANK HOLM |
| SW¼ NW¼ | 10.0 | 1894 | D.H. PROCTOR |
| SW¼ NW¼ | 10.0 | 1894 | PHIL THOMPSON |
| SE¼ NW¼ | 10.0 | 1894 | ZACH CHANDLER |
| NE¼ SW¼ | 20.0 | 1894 | C.S. STILWELL |
| NE¼ SW¼ | 10.0 | 1894 | WM. V. CARBINE |
| NW¼ SW¼ | 10.0 | 1894 | WM. V. CARBINE |
| NW¼ SW¼ | 10.0 | 1894 | J.A. ST JOHN |
| NW¼ SW¼ | 10.0 | 1894 | JOHN G. HALL |
| NE¼ SE¼ | 20.0 | 1894 | ROBERT GRANVILLE THOMPSON |
| SW¼ SE¼ | 20.0 | 1904 | CHARLES E. PERRY |
| SECTION 33 | | | |
| | | | |
| SW¼ NW¼ | 5.0 | 1904 | T.D. ELAM |
| SECTION 34 | | | |
| TOWNSHIP 2 SOUTH, RANGE 38 EAST, W.M. | | | |

This certificate describes that portion of the water right confirmed by Certificate 11449, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered SEP 05 2003, approving Transfer Application 8356.

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 SEP 05 2003.



For Paul R. Cleary, Director

Recorded in State Record of Water Right Certificates numbered 80432.