

STATE OF OREGON
COUNTY OF GRANT
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

STEWART LIVESTOCK COMPANY, INC.
BY SARAH STEWART, PRESIDENT
DAYVILLE, OREGON

confirms the right to use the waters of the JOHN DAY RIVER, a tributary of the COLUMBIA RIVER, for IRRIGATION OF 184.7 ACRES, DOMESTIC, AND STOCK.

This right was confirmed by decree of the Circuit Court of the State of Oregon for GRANT County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 15, at Page 461. The date of priority is 1870 - TRACT 1, 1872 - TRACT 2, AND 1906 TRACT 3.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed ONE-FORTIETH of one cubic foot per second per acre irrigated from April 1 to September 30; further limited to 1.0 acre-foot per acre per calendar month to July 1 and $\frac{1}{4}$ acre-foot per acre thereafter; total 5.0 acre-feet per acre for season, measured at points of diversion, or its equivalent in case of rotation, measured at the points of diversion from the source.

The points of diversion are located as follows:

TRACT 1 - HOME RANCH DITCH
TRACT 2 - ALDRICH DITCH
TRACT 3 - H.D. STEWART DITCH.

The amount of water used for irrigation, together with the amount secured under any other right for the same lands, is limited to ONE-FORTIETH of one cubic foot per second per acre irrigated from April 1 to September 30; further limited to 1.0 acre-foot per acre per calendar month to July 1 and $\frac{1}{4}$ acre-foot per acre thereafter; total 5.0 acre-feet per acre for season, measured at point of diversion.

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

TRACT 1
(IRRIGATION, DOMESTIC,
AND STOCK)

NE $\frac{1}{4}$ SW $\frac{1}{4}$ 10.3 ACRES
NW $\frac{1}{4}$ SW $\frac{1}{4}$ 36.1 ACRES
SECTION 5

SW $\frac{1}{4}$ NE $\frac{1}{4}$ 26.0 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$ 11.7 ACRES
NE $\frac{1}{4}$ SW $\frac{1}{4}$ 7.5 ACRES
NE $\frac{1}{4}$ SE $\frac{1}{4}$ 40.0 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$ 35.5 ACRES
SW $\frac{1}{4}$ SE $\frac{1}{4}$ 0.6 ACRE
SE $\frac{1}{4}$ SE $\frac{1}{4}$ 6.0 ACRES
SECTION 6

TRACT 2
(IRRIGATION)

SE $\frac{1}{4}$ NE $\frac{1}{4}$ 1.0 ACRE
SW $\frac{1}{4}$ NW $\frac{1}{4}$ 5.0 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$ 1.0 ACRE
SECTION 11

TRACT 3
(IRRIGATION AND STOCK)

SE $\frac{1}{4}$ NE $\frac{1}{4}$ 4.0 ACRES
SECTION 11

TOWNSHIP 13 SOUTH, RANGE 27 EAST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 25853, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered JAN 15 2004, approving Transfer Application 9551.

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 JAN 15 2004.


Paul R. Cleary, Director

Recorded in State Record of Water Right Certificates numbered 80556.