

STATE OF OREGON
COUNTY OF GRANT
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

FREDERICK K. ROBERTSON
ROUTE 1, BOX 981
DAYVILLE, OREGON 97825

confirms the right to use the waters of the JOHN DAY RIVER, a tributary of the COLUMBIA RIVER, for PRIMARY IRRIGATION OF 18.4 ACRES AND SUPPLEMENTAL IRRIGATION OF 38.3 ACRES.

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 MARCH 14, 1906 FOR PRIMARY IRRIGATION AND 1906 FOR SUPPLEMENTAL IRRIGATION.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 2.78 CUBIC FEET PER SECOND IF AVAILABLE AT THE ORIGINAL POINT OF DIVERSION, or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

SW $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 12, T 13 S, R 27 E, W.M.; 30 FEET NORTH AND 1060 FEET EAST FROM THE WEST $\frac{1}{4}$ CORNER OF SECTION 12.

NW $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 12, T 13 S, R 27 E, W.M.; 1386 FEET NORTH AND 1518 FEET WEST FROM THE SE CORNER OF SECTION 12.

LOT 1 (NW $\frac{1}{4}$ NW $\frac{1}{4}$), SECTION 18, T 13 S, R 27 E, W.M.; 560 FEET SOUTH AND 1250 FEET EAST FROM THE NW CORNER OF SECTION 18.

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 from April 1 to September 30, and shall be further limited to 1.0 acre-foot per acre per calender month to July 1 and $\frac{1}{4}$ acre-foot per acre thereafter; for a diversion of not to exceed 5.0 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:

	<u>PRIMARY</u>	<u>SUPPLEMENTAL</u>
NE $\frac{1}{4}$ NW $\frac{1}{4}$		5.7 ACRES
NW $\frac{1}{4}$ NW $\frac{1}{4}$		3.3 ACRES
SW $\frac{1}{4}$ NW $\frac{1}{4}$	6.7 ACRES	
SE $\frac{1}{4}$ NW $\frac{1}{4}$		14.3 ACRES
NE $\frac{1}{4}$ SW $\frac{1}{4}$	7.9 ACRES	11.0 ACRES
NW $\frac{1}{4}$ SW $\frac{1}{4}$	3.8 ACRES	
NW $\frac{1}{4}$ SE $\frac{1}{4}$		4.0 ACRES
SECTION 12		

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

This certificate describes that portion of the water right confirmed by Certificate 64186, 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 80557.