

STATE OF OREGON
COUNTY OF WASCO
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO
LOST AND BOULDER DITCH COMPANY
TYGH VALLEY, OREGON

confirms the right to use the waters of FOREST CREEK, a tributary of the WHITE RIVER, for SUPPLEMENTAL IRRIGATION 1074.3 ACRES.

This right was perfected under Permit 25326. The date of priority is JANUARY 27, 1958. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 8.71 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

SW $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 27, T 4 S, R 10 E, W.M.; 195 FEET NORTH AND 256 FEET EAST FROM THE SW CORNER OF SECTION 27.

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.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

Any future appropriation under this right shall be limited to the following conditions:

1. At all times that water is diverted under the permit, 2.0 cubic feet per second of the natural flow of Forest Creek shall be passed by the point of diversion of the Lost and Boulder Creek Ditch Company.

2. The intent of this waiver is to provide 2.0 cubic feet per second of water in Forest Creek to flow through and service the Forest Camp, and shall not be effective if the Forest Camp is abandoned or future appropriations are allowed which do not contain the same provisions.

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

TRACT 1

SW $\frac{1}{4}$ SE $\frac{1}{4}$ 5.00 ACRES
SECTION 36

TOWNSHIP 4 SOUTH, RANGE 11 EAST, W.M.

SE $\frac{1}{4}$ SW $\frac{1}{4}$ 1.00 ACRE
SECTION 31

NE $\frac{1}{4}$ SW $\frac{1}{4}$ 6.10 ACRES
NW $\frac{1}{4}$ SW $\frac{1}{4}$ 30.90 ACRES
SECTION 34

SW $\frac{1}{4}$ SW $\frac{1}{4}$ 6.20 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$ 1.00 ACRE
SECTION 32

TOWNSHIP 4 SOUTH, RANGE 12 EAST, W.M.

SW $\frac{1}{4}$ NW $\frac{1}{4}$ 0.57 ACRE
NE $\frac{1}{4}$ SW $\frac{1}{4}$ 14.00 ACRES
NW $\frac{1}{4}$ SW $\frac{1}{4}$ 9.43 ACRES
SW $\frac{1}{4}$ SW $\frac{1}{4}$ 4.80 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$ 1.20 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$ 1.70 ACRES
SW $\frac{1}{4}$ SE $\frac{1}{4}$ 7.30 ACRES
SE $\frac{1}{4}$ SE $\frac{1}{4}$ 14.40 ACRES
SECTION 1

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 27.50 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$ 3.70 ACRES
NW $\frac{1}{4}$ SW $\frac{1}{4}$ 10.00 ACRES
SW $\frac{1}{4}$ SW $\frac{1}{4}$ 10.00 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$ 10.00 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$ 10.00 ACRES
SW $\frac{1}{4}$ SE $\frac{1}{4}$ 1.50 ACRES
SECTION 11

SW $\frac{1}{4}$ NE $\frac{1}{4}$ 7.40 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$ 8.90 ACRES
NE $\frac{1}{4}$ SE $\frac{1}{4}$ 2.25 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$ 5.40 ACRES
SE $\frac{1}{4}$ SE $\frac{1}{4}$ 7.20 ACRES
SECTION 2

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 4.70 ACRES
NW $\frac{1}{4}$ NE $\frac{1}{4}$ 3.00 ACRES
SW $\frac{1}{4}$ NE $\frac{1}{4}$ 2.00 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$ 0.60 ACRE
NE $\frac{1}{4}$ NW $\frac{1}{4}$ 20.70 ACRES
NW $\frac{1}{4}$ NW $\frac{1}{4}$ 9.80 ACRES
SW $\frac{1}{4}$ NW $\frac{1}{4}$ 10.00 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$ 6.60 ACRES
NE $\frac{1}{4}$ SE $\frac{1}{4}$ 10.20 ACRES
SW $\frac{1}{4}$ SE $\frac{1}{4}$ 4.20 ACRES
SECTION 12

TOWNSHIP 5 SOUTH, RANGE 11 EAST, W.M.

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 4.00 ACRES
 NW $\frac{1}{4}$ NE $\frac{1}{4}$ 3.60 ACRES
 NE $\frac{1}{4}$ NW $\frac{1}{4}$ 10.00 ACRES
 SE $\frac{1}{4}$ NW $\frac{1}{4}$ 2.40 ACRES
 SE $\frac{1}{4}$ SW $\frac{1}{4}$ 11.50 ACRES
 SW $\frac{1}{4}$ SE $\frac{1}{4}$ 11.00 ACRES
 SE $\frac{1}{4}$ SE $\frac{1}{4}$ 11.00 ACRES
 SECTION 5

NW $\frac{1}{4}$ NE $\frac{1}{4}$ 5.00 ACRES
 SW $\frac{1}{4}$ NE $\frac{1}{4}$ 6.00 ACRES
 SE $\frac{1}{4}$ NW $\frac{1}{4}$ 1.10 ACRES
 NW $\frac{1}{4}$ SE $\frac{1}{4}$ 2.00 ACRES
 SECTION 6

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 2.00 ACRES
 NW $\frac{1}{4}$ NE $\frac{1}{4}$ 16.90 ACRES
 SW $\frac{1}{4}$ NE $\frac{1}{4}$ 38.00 ACRES
 SE $\frac{1}{4}$ NE $\frac{1}{4}$ 23.60 ACRES
 NE $\frac{1}{4}$ NW $\frac{1}{4}$ 5.00 ACRES
 NW $\frac{1}{4}$ NW $\frac{1}{4}$ 18.80 ACRES
 SW $\frac{1}{4}$ NW $\frac{1}{4}$ 7.00 ACRES
 SE $\frac{1}{4}$ NW $\frac{1}{4}$ 7.10 ACRES
 NE $\frac{1}{4}$ SW $\frac{1}{4}$ 26.60 ACRES
 NW $\frac{1}{4}$ SW $\frac{1}{4}$ 11.80 ACRES
 SW $\frac{1}{4}$ SW $\frac{1}{4}$ 2.40 ACRES
 NW $\frac{1}{4}$ SE $\frac{1}{4}$ 10.60 ACRES
 SECTION 7

NW $\frac{1}{4}$ NW $\frac{1}{4}$ 5.30 ACRES
 SW $\frac{1}{4}$ NW $\frac{1}{4}$ 12.00 ACRES
 SECTION 8

TOWNSHIP 5 SOUTH, RANGE 12 EAST, W.M.

TRACT 2

NE $\frac{1}{4}$ SE $\frac{1}{4}$ 0.03 ACRE
 SW $\frac{1}{4}$ SE $\frac{1}{4}$ 10.50 ACRES
 SE $\frac{1}{4}$ SE $\frac{1}{4}$ 8.80 ACRES
 SECTION 36

TOWNSHIP 4 SOUTH, RANGE 11 EAST, W.M.

SW $\frac{1}{4}$ SW $\frac{1}{4}$ 15.80 ACRES
 SECTION 32

SE $\frac{1}{4}$ NE $\frac{1}{4}$ 7.30 ACRES
 SECTION 33

NE $\frac{1}{4}$ SW $\frac{1}{4}$ 28.80 ACRES
 SW $\frac{1}{4}$ SW $\frac{1}{4}$ 6.00 ACRES
 SE $\frac{1}{4}$ SW $\frac{1}{4}$ 8.00 ACRES
 NE $\frac{1}{4}$ SE $\frac{1}{4}$ 8.80 ACRES
 NW $\frac{1}{4}$ SE $\frac{1}{4}$ 17.30 ACRES
 SW $\frac{1}{4}$ SE $\frac{1}{4}$ 7.30 ACRES
 SE $\frac{1}{4}$ SE $\frac{1}{4}$ 18.30 ACRES
 SECTION 34

TOWNSHIP 4 SOUTH, RANGE 12 EAST, W.M.

SW $\frac{1}{4}$ NW $\frac{1}{4}$ 30.00 ACRES
 NW $\frac{1}{4}$ SW $\frac{1}{4}$ 0.77 ACRE
 NE $\frac{1}{4}$ SE $\frac{1}{4}$ 29.00 ACRES
 NW $\frac{1}{4}$ SE $\frac{1}{4}$ 20.00 ACRES
 SW $\frac{1}{4}$ SE $\frac{1}{4}$ 1.00 ACRE
 SECTION 1

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 1.40 ACRES
 SW $\frac{1}{4}$ NE $\frac{1}{4}$ 4.60 ACRES
 NE $\frac{1}{4}$ SE $\frac{1}{4}$ 4.55 ACRES
 NW $\frac{1}{4}$ SE $\frac{1}{4}$ 3.00 ACRES
 SW $\frac{1}{4}$ SE $\frac{1}{4}$ 22.40 ACRES
 SE $\frac{1}{4}$ SE $\frac{1}{4}$ 6.40 ACRES
 SECTION 2

NE $\frac{1}{4}$ SE $\frac{1}{4}$ 25.00 ACRES
 NW $\frac{1}{4}$ SE $\frac{1}{4}$ 15.00 ACRES
 SW $\frac{1}{4}$ SE $\frac{1}{4}$ 8.01 ACRES
 SE $\frac{1}{4}$ SE $\frac{1}{4}$ 10.00 ACRES
 SECTION 10

TOWNSHIP 5 SOUTH, RANGE 11 EAST, W.M.

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 14.30 ACRES
 NE $\frac{1}{4}$ NW $\frac{1}{4}$ 1.00 ACRE
 SE $\frac{1}{4}$ NW $\frac{1}{4}$ 1.00 ACRE
 NE $\frac{1}{4}$ SE $\frac{1}{4}$ 5.50 ACRES
 NW $\frac{1}{4}$ SE $\frac{1}{4}$ 4.20 ACRES
 SW $\frac{1}{4}$ SE $\frac{1}{4}$ 7.09 ACRES
 SECTION 5

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 5.50 ACRES
 NW $\frac{1}{4}$ NE $\frac{1}{4}$ 4.70 ACRES
 SW $\frac{1}{4}$ NE $\frac{1}{4}$ 4.30 ACRES
 SW $\frac{1}{4}$ NW $\frac{1}{4}$ 0.20 ACRE
 SE $\frac{1}{4}$ NW $\frac{1}{4}$ 7.00 ACRES
 NE $\frac{1}{4}$ SW $\frac{1}{4}$ 6.50 ACRES
 SECTION 6

TOWNSHIP 5 SOUTH, RANGE 12 EAST, W.M.

TRACT 3

SW $\frac{1}{4}$ NW $\frac{1}{4}$
 SECTION 3

TOWNSHIP 5 SOUTH, RANGE 11 EAST, W.M.

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 14.70 ACRES
 NW $\frac{1}{4}$ NE $\frac{1}{4}$ 5.30 ACRES
 SW $\frac{1}{4}$ NE $\frac{1}{4}$ 11.40 ACRES
 SE $\frac{1}{4}$ NE $\frac{1}{4}$ 19.60 ACRES
 NE $\frac{1}{4}$ SE $\frac{1}{4}$ 4.00 ACRES
 NW $\frac{1}{4}$ SE $\frac{1}{4}$ 10.00 ACRES
 SW $\frac{1}{4}$ SE $\frac{1}{4}$ 3.00 ACRES
 SE $\frac{1}{4}$ SE $\frac{1}{4}$ 8.30 ACRES
 SECTION 12

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 9.40 ACRES
 NW $\frac{1}{4}$ NE $\frac{1}{4}$ 0.80 ACRE
 SECTION 15

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 16.60 ACRES
 NE $\frac{1}{4}$ NW $\frac{1}{4}$ 14.00 ACRES
 SE $\frac{1}{4}$ NW $\frac{1}{4}$ 21.00 ACRES
 SECTION 7

NW $\frac{1}{4}$ NE $\frac{1}{4}$ 4.30 ACRES
 NE $\frac{1}{4}$ NW $\frac{1}{4}$ 1.00 ACRE
 NW $\frac{1}{4}$ NW $\frac{1}{4}$ 11.30 ACRES
 SW $\frac{1}{4}$ NW $\frac{1}{4}$ 4.00 ACRES
 SE $\frac{1}{4}$ NW $\frac{1}{4}$ 2.30 ACRES
 SECTION 8


This certificate describes those portions of the water right confirmed by Certificate 34587, State Record of Water Right Certificates, NOT modified by the provisions of orders of the Water Resources Director entered March 25, 1980, approving Transfer Applications 4388, 4389, 4395, and 4402, and January 18, 1982, approving Transfer Application 4913.

This certificate also describes that portion of the water right confirmed by Certificate 34587, 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 7765.

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.

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 80560.