

STATE OF OREGON
 COUNTY OF UNION
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

BOB BROOKS
 62606 BOOTH LANE
 LAGRANDE, OREGON 97850

ROBERT CARVER
 216704 E GAME FARM ROAD
 KENNEWICK, WASHINGTON 99337

RICK EWING
 62908 MT GLENN ROAD
 LAGRANDE, OREGON 97850

confirms the right to use the waters of THE GRANDE RONDE RIVER, a tributary of SNAKE RIVER, for IRRIGATION OF 43.35 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 date of priority is 1872.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed THREE ACRE-FEET PER ACRE IN ANY IRRIGATION SEASON DIVERTED AT A RATE OF NOT TO EXCEED ONE-FORTIETH OF A CUBIC FOOT PER SECOND PER ACRE, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

TWP	RNG	MER	SEC	LOT	¼ - ¼	LOCATION
2 S	38 E	W.M.	31		SW SW	NEW ORODELL DITCH - 1853.33 FEET SOUTH AND 80.84 FEET EAST FROM THE WEST 1/4 CORNER OF SECTION 31

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

CARVER - CHANGE IN POINT OF DIVERSION ONLY							
TWP	RNG	MER	SEC	LOT	¼ - ¼	ACRES	LANDOWNER
2 S	38 E	W.M.	28		NW NW	12.0	CARVER

EWING, CARVER AND BROOKS- CHANGE IN PLACE OF USE ONLY							
TWP	RNG	MER	SEC	LOT	¼ - ¼	ACRES	LANDOWNER
2 S	38 E	W.M.	28		NE SW	2.75	EWING
2 S	38 E	W.M.	28		NW SW	25.6	CARVER
2 S	38 E	W.M.	28		NW SE	3.0	BROOKS

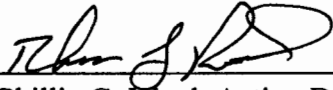
The water user shall install and maintain a headgate; an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

This certificate describes that portion of the water right confirmed by Certificate 80622, State Record of Water Right Certificates, NOT canceled by the provisions of an order of the Water Resources Director entered SEP 27 2004, and recorded in Special Order Volume 61, Page 459, canceling a portion of the water right. This certificate supersedes Certificate 80622.

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 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.

Issued: SEPTEMBER 27, 2004



Phillip C. Ward, Acting Director
Water Resources Department