

STATE OF OREGON
COUNTY OF GRANT
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

THE NATURE CONSERVANCY
821 SE 14TH AVENUE
PORTLAND, OREGON 97214

confirms the right to use the waters of the MIDDLE FORK JOHN DAY RIVER, TRIBUTARY OF NORTH FORK JOHN DAY RIVER and an UNNAMED SPRING, TRIBUTARY OF MIDDLE FORK JOHN DAY RIVER, for IRRIGATION of 152.90 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 in Salem, in the Order Record of the Water Resources Department, in Volume 15, at Page 461. The date of priority is February 5, 1907.

The amount of water to which this right is entitled is limited to an amount actually beneficially used for the described purposes and shall not exceed:

- Middle Fork John Day River
1/40 cubic foot per second per acre irrigated from April 1 to September 30 of each year; further limited to 1.0 acre-foot per acre per calendar month for a maximum of 5.0 acre-feet per acre for the irrigation season as measured at the point of diversion.
- Unnamed Spring
1/40 cubic foot per second per acre irrigated to June 1 of each irrigation season and 1/80 cubic foot per acre thereafter; further limited to 1.0 acre-foot per calendar month to June 1 and a maximum of 4.0 acre-feet per acre for the irrigation season April 1 to September 30 as measured at the point of diversion.

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

TWP	RNG	MER	SEC	¼ - ¼	ACRES
10 S	33 E	WM	20	NE SE	14.00
10 S	33 E	WM	20	NW SE	14.00
10 S	33 E	WM	20	SE SE	28.00
10 S	33 E	WM	21	SW SW	28.60
10 S	33 E	WM	21	SE SW	6.40
10 S	33 E	WM	21	SE SE	7.80
10 S	33 E	WM	22	SW SW	2.80
10 S	33 E	WM	27	NW NW	7.60
10 S	33 E	WM	28	NE NE	7.40

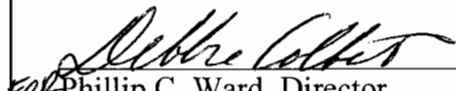
TWP	RNG	MER	SEC	¼ - ¼	ACRES
10 S	33 E	WM	28	NW NE	11.70
10 S	33 E	WM	28	NE NW	22.20
10 S	33 E	WM	28	NW NW	2.40
Total					152.90

This certificate describes that portion of the water right confirmed by Certificate 25126, State Record of Water Right Certificates, NOT canceled by the provisions of an order of the Water Resources Director entered September 27, 2005, and recorded in Special Order Volume 65, Page 394, canceling a portion of the water right. This certificate supersedes Certificate 25126.

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.

Issued: SEP 27 2005


 for Phillip C. Ward, Director
 Water Resources Department

Recorded in State Record of Water Right Certificates numbered 81550