

STATE OF OREGON

COUNTY OF GRANT

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

PHILLIP W. MURPHY
MONUMENT, OREGON

confirms the right to use the waters of the MIDDLE FORK JOHN DAY RIVER, TRIBUTARY OF NORTH FORK JOHN DAY RIVER, for IRRIGATION of 1.60 ACRES and SUPPLEMENTAL IRRIGATION of 1.70 ACRES.

This right was perfected under Permit 25409. The date of priority is February 27, 1958.

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 0.04 cubic foot per second, or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

TWP	RNG	MER	SEC	LOT	¼ - ¼	LOCATION
9 S	32 E	W.M.	34		NW NW	290 FEET SOUTH AND 580 FEET EAST FROM THE NW CORNER OF SECTION 34
9 S	32 E	W.M.	34		NW NW	800 FEET SOUTH AND 760 FEET EAST FROM THE NW CORNER OF SECTION 34
9 S	32 E	W.M.	34		NW SE	3890 FEET SOUTH AND 2780 FEET EAST FROM THE NW CORNER OF SECTION 34

The amount of water used for irrigation together with the amount secured under any other right existing for the same lands shall be limited to 1/40 of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion not to exceed 5.0 acre-feet per acre 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:

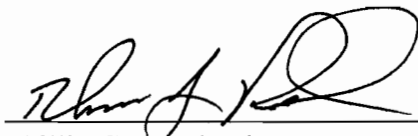
IRRIGATION									
TWP	RNG	MER	SEC	1/4	1/4	DLC	LOT	ACRES	
9	S	32	E	WM	34	NE	SW		1.60
SUPPLEMENTAL IRRIGATION									
TWP	RNG	MER	SEC	1/4	1/4	DLC	LOT	ACRES	
9	S	32	E	WM	34	NE	SW		1.70

This certificate describes that portion of the water right confirmed by Certificate 33055, State Record of Water Right Certificates, NOT canceled by the provisions of an order of the Water Resources Director entered JUL 28 2005, and recorded in Special Order Volume 65, Page 400, canceling a portion of the water right. This certificate supersedes Certificate 33055.

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: July 28, 2005

A handwritten signature in black ink, appearing to read "Phillip C. Ward", is written over a horizontal line.

Phillip C. Ward, Director
Water Resources Department