

STATE OF OREGON
COUNTY OF WHEELER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

W.L. GAGE
MITCHELL, OREGON 97750

confirms the right to use the waters of WEST BRANCH of BRIDGE CREEK, within the JOHN DAY BASIN, for IRRIGATION OF 25.9 ACRES IN TRACT #1; IRRIGATION OF 12.8 ACRES AND DOMESTIC AND STOCK IN TRACT #2.

This right was confirmed by decree of the Circuit Court of the State of Oregon for WHEELER County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 12, at Page 388. The date of priority is 1877.

The amount of water to which this right is entitled is limited to an amount actually beneficially used for said purposes, and shall not exceed ONE-FORTIETH of one cubic foot per second per acre of land irrigated before June 15, and ONE-EIGHTIETH of one cubic foot per second per acre after June 15, during the irrigation season from March 1 to October 1 of each year, measured at the point of diversion from the stream.

The points of diversion are located:

Township		Range		Meridian	Sec	¼ ¼		Survey Coordinates
11	S	20	E	W.M.	35	NW	SE	Tom Vowell Ditch
11	S	20	E	W.M.	35	SE	NE	McCollum Ditch

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

TRACT #1

NE¼ SW¼ 2.5 ACRES
SW¼ SW¼ 9.0 ACRES
SE¼ SW¼ 9.0 ACRES
SECTION 25

NE¼ NE¼ 1.6 ACRES
SW¼ NE¼ 1.0 ACRE
SE¼ NE¼ 1.9 ACRES
NW¼ SE¼ 0.1 ACRE
SECTION 35

NW¼ NW¼ 0.8 ACRE
SECTION 36
TOWNSHIP 11 SOUTH, RANGE 20 EAST, W.M.

TRACT #2

NE¼ SW¼ 2.0 ACRES
SE¼ SW¼ 10.5 ACRES
SECTION 25

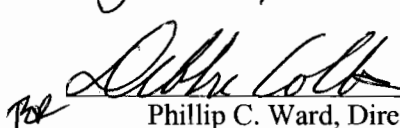
NW¼ NW¼ 0.3 ACRE
SECTION 36
TOWNSHIP 11 SOUTH, RANGE 20 EAST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 56516, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered June 13, 2006, approving Transfer Application 9892.

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

June 13, 2006

Phillip C. Ward, Director

Recorded in State Record of Water Right Certificates numbered 81649.