

STATE OF OREGON  
 COUNTY OF WALLOWA  
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

WALTER PURCELL  
 RT 1 BOX 176  
 NEHALEM OR 97131

confirms the right to use the waters of CACHE CREEK AND GARDEN CREEK, tributaries of the SNAKE RIVER, for IRRIGATION of 62.84 ACRES, AND DOMESTIC USE.

This right was perfected under Permit S-27724. The date of priority is NOVEMBER 17, 1961. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.57 CUBIC FEET PER SECOND, BEING 1.03 CFS FROM CACHE CREEK AND 0.54 CFS FROM GARDEN CREEK, or its equivalent in case of rotation, measured at the point of diversion.

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Survey Coordinates
6 N	47 E	WM	22	SE SE		CACHE CREEK POD #1—1400 FEET SOUTH & 2720 FEET WEST FROM THE MOST NORTHERLY MEANDER CORNER OF HES 38
6 N	47 E	WM	23	SE SW	4	CACHE CREEK POD #2—1100 FEET SOUTH & 230 FEET WEST FROM THE MOST NORTHERLY MEANDER CORNER OF HES 38
6 N	47 E	WM	26	SW NE	2	GARDEN CREEK POD #3—520 FEET SOUTH & 2140 FEET WEST FROM THE MOST EASTERLY MEANDER CORNER OF HES 38

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-FORTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed, 4.0 acre-feet per acre 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. 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.

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

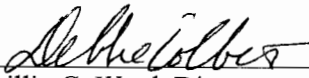
IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	HES	Acres
6 N	47 E	WM	23	NW SE	38	4.00
6 N	47 E	WM	23	SW SE	38	20.80
6 N	47 E	WM	23	SE SE	38	7.20
6 N	47 E	WM	25	NW NW	38	2.80
6 N	47 E	WM	25	SW NW	38	0.10

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	HES	Acres
6 N	47 E	WM	26	NE NE	38	23.30
6 N	47 E	WM	26	NW NE	38	0.20
6 N	47 E	WM	26	SE NE	38	4.44

This certificate describes that portion of the water right confirmed by Certificate 35042, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered March 27, 2006, approving Transfer Application 7427.

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.

WITNESS the signature of the Water Resources Director, affixed March 27, 2006.

*for*   
 Phillip C. Ward, Director