

STATE OF OREGON
COUNTY OF WALLOWA
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

C. J. ALLEN
WALLOWA, OREGON 97885

confirms the right to use the waters of EAST FORK OF BEAR CREEK, SPRING AND SPRING BRANCHES, SPRING BRANCH AND LOSTINE RIVER (AKA SOUTH FORK OF WALLOWA RIVER), tributaries of the WALLOWA RIVER, for IRRIGATION of 591.0 ACRES and SUPPLEMENTAL IRRIGATION of 119.0 ACRES, DOMESTIC and STOCK use.

This right was confirmed by decree of the Circuit Court of the State of Oregon for WALLOWA County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 5, at Pages 143-144. The dates of priority are JUNE 17, 1893, FOR TRACT 1; 1878 FOR 40 ACRES, 1884 FOR 70 ACRES AND 1885 FOR 9 ACRES, ALL INCLUDED IN TRACT 2; 1890 FOR TRACT 3 AND 1889 FOR TRACT 4.

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 1.5 acre-feet per acre during any period of 30 days prior to July 31st of each year, and thereafter not to exceed 1 acre-foot per acre during the entire remainder of the irrigation season; and said right shall be subject to all other conditions and limitations contained in said decree.

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

TRACT 1
EAST FORK OF BEAR CREEK
SE $\frac{1}{4}$ SE $\frac{1}{4}$ 40.0 ACRES
SECTION 31
TOWNSHIP 1 NORTH, RANGE 43 EAST W.M.

TRACT 1
EAST FORK OF BEAR CREEK

NE $\frac{1}{4}$ NW $\frac{1}{4}$ 2.0 ACRES
 NW $\frac{1}{4}$ NW $\frac{1}{4}$ 42.0 ACRES LOT 4
 SW $\frac{1}{4}$ NW $\frac{1}{4}$ 40.0 ACRES
 SE $\frac{1}{4}$ NW $\frac{1}{4}$ 5.0 ACRES
 NE $\frac{1}{4}$ SW $\frac{1}{4}$ 27.0 ACRES
 NW $\frac{1}{4}$ SW $\frac{1}{4}$ 40.0 ACRES

SECTION 5

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 42.0 ACRES LOT 1
 NW $\frac{1}{4}$ NE $\frac{1}{4}$ 42.0 ACRES LOT 2
 SW $\frac{1}{4}$ NE $\frac{1}{4}$ 37.0 ACRES
 SE $\frac{1}{4}$ NE $\frac{1}{4}$ 40.0 ACRES
 NE $\frac{1}{4}$ NW $\frac{1}{4}$ 37.0 ACRES
 NW $\frac{1}{4}$ NW $\frac{1}{4}$ 5.0 ACRES
 SE $\frac{1}{4}$ NW $\frac{1}{4}$ 8.0 ACRES
 NE $\frac{1}{4}$ SE $\frac{1}{4}$ 19.0 ACRES

SECTION 6

TRACT 2
SPRING & SPRING BRANCHES

NE $\frac{1}{4}$ SW $\frac{1}{4}$ 20.0 ACRES
 NW $\frac{1}{4}$ SW $\frac{1}{4}$ 40.0 ACRES

SECTION 5

NE $\frac{1}{4}$ NW $\frac{1}{4}$ 37.0 ACRES
 NW $\frac{1}{4}$ NW $\frac{1}{4}$ 3.0 ACRES
 NE $\frac{1}{4}$ SE $\frac{1}{4}$ 19.0 ACRES

SECTION 6

TOWNSHIP 1 SOUTH, RANGE 43 EAST W.M.

(This right is supplemental to water used through Allen Water Ditch from East Fork of Bear Creek for the above described lands.)

TRACT 3
SPRING BRANCH

SW $\frac{1}{4}$ NE $\frac{1}{4}$ 5.0 ACRES

SECTION 5

TRACT 4
LOSTINE RIVER
AKA SOUTH FORK WALLOWA RIVER

NW¼ NE¼	42.0 ACRES
SW¼ NE¼	35.0 ACRES
NE¼ NW¼	40.0 ACRES
SE¼ NW¼	35.0 ACRES
NE¼ SW¼	8.0 ACRES

SECTION 5
TOWNSHIP 1 SOUTH, RANGE 43 EAST W.M.

This certificate describes that portion of the water right confirmed by Certificate 2938, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered 2-22-2005, approving Transfer Application 8213.

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 16, 2006



~~for~~ Phillip C. Ward, Director