

STATE OF OREGON

COUNTY OF GRANT

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

OREGON DEPARTMENT OF FISH AND WILDLIFE
2501 SW FIRST AVENUE
PORTLAND, OR 97201

confirms the right to use the waters of MURDERERS CREEK, a tributary of the SOUTH FORK JOHN DAY RIVER, for IRRIGATION of 107.0 ACRES 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 at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 15, at Page 461. The date of priority is 1880.

The use is limited to the amount actually beneficially used and shall not exceed 1/40th of ONE CUBIC FOOT PER SECOND PER ACRE IRRIGATED TO JUNE 1 AND 1/80th of ONE CUBIC FOOT PER SECOND PER ACRE IRRIGATED THEREAFTER; further limited to 1.0 ACRE-FOOT per calendar month to JUNE 1 and 4.0 ACRE-FEET PER ACRE DURING THE SEASON APRIL 1 TO SEPTEMBER 30, or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are the GORGE DITCH, ALLEN DITCH, and ALLEN DITCH SOUTHSIDE.

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

LANDS TO BE SERVED BY GORGE DITCH							
TWP		RNG		MER	SEC	¼	¼ ACRES
15	S	27	E	W.M.	4	SW	NE 9.4
15	S	27	E	W.M.	4	NE	NW 4.4
15	S	27	E	W.M.	4	SE	NW 15.0
15	S	27	E	W.M.	4	NE	SE 15.8
15	S	27	E	W.M.	4	NW	SE 16.0
TOTAL:							60.6

LANDS TO BE SERVED BY ALLEN DITCH								
TWP		RNG		MER	SEC	1/4	1/4	ACRES
14	S	27	E	W.M.	32	NW	SE	1.2
14	S	27	E	W.M.	32	SW	SE	2.0
14	S	27	E	W.M.	32	SE	SE	13.0
14	S	27	E	W.M.	33	SW	SW	8.0
15	S	27	E	W.M.	4	NE	NW	9.0
15	S	27	E	W.M.	4	NW	NW	1.0
TOTAL:								34.2

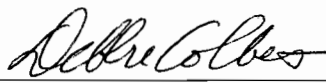
LANDS TO BE SERVED BY ALLEN DITCH SOUTH SIDE								
TWP		RNG		MER	SEC	1/4	1/4	ACRES
14	S	27	E	W.M.	32	SW	SE	1.8
14	S	27	E	W.M.	32	SE	SE	10.4
TOTAL:								12.2

This certificate corrects and supersedes Certificate 74529, and describes that portion of the water right evidenced by Certificate 25860, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered June 20, 1997, and recorded in Special Order Volume 51, Page 568, approving Transfer 6700.

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. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including instream flows.

Issued: June 27, 2006.


 Phillip C. Ward, Acting Director
 for