

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

Hart Estate Investment
218 Lemmon Dr.
Reno, NV 89506

McGinn, Wm. M
PO Box 73
Haines, OR 97833

Young, Ronald & Carolyn
1510 Alder
La Grande, OR 97850

confirms the right to use the waters of North Powder River, a tributary of Powder River for irrigation of 289.6 acres, domestic and livestock use.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Union County. The decree is of record at Salem, in the Order Record of the Water Resources Director, in Volume 3, at Page 252.

The dates of priority are:

Date	Acres
1888	232.6

Date	Acres
1893	57.0

The use is limited to 7.24 cubic feet per second from March 1st to July 1st and 3.62 cubic feet per second from July 1st to October 1st of each year. The total quantity diverted during each irrigation season not to exceed 724.00 acre feet.

The points of diversion are located as follows:

N-10 Davis Dalton Ditch

SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 35, T6S, R38E, WM; 1339' West and 2064' South from Northeast corner of Section 35, T6S, R38E, WM.

N-12 Kelsey Wilson Ditch

SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 36, T6S, R38E, WM; 2450' East and 950' North from the Southwest corner of Section 36, T6S, R38E, WM.

N-14 Smith McPhee Tanner Ditch

NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 32, T6S, R39E, WM; 1500' North and 500' East from the Southwest corner of Section 32, T6S, R39E, WM.

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

Twp S	Rng E	Sec	Q ₄₀	Q ₁₆₀	Acres	Date	POD	Tx Lt
7	39	2	NW	NE	40.0	1888	N-12	200
7	39	2	SW	NE	40.0	1888	N-12	200
7	39	3	NE	NW	17.0	1893	N-14	500/600
7	39	3	NW	NW	40.0	1893	N-14	600
7	39	4	SW	NE	16.0	1888	N-10	600
7	39	4	SE	NE	15.6	1888	N-10	600
7	39	4	NE	SE	8.0	1888	N-10	600
7	39	6	NW	NW	38.0	1888	N-10	1100
7	39	6	SW	NW	37.0	1888	N-10	1100
7	39	6	NW	SW	38.0	1888	N-10	1100

Location descriptions are based on the Willamette Meridian.


This certificate describes that portion of the water right confirmed by Certificate 65136, originally Certificate 1460, issued in the name of James Dalton, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on MAY 17 2011, and recorded in Special Order Volume 84, page 106, approving a petition by the Powder Valley Water Control District under ORS 541.329.

The issuance of this superseding certificate does not confirm the status of the water right in reference to ORS 540.610 pertaining to forfeiture or abandonment.

The right to the use of the water for the above purposes 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.

This certificate together with Certificate 83766 supercedes Certificate 65136.

WITNESS the signature of the Water Resources Director, affixed MAY 17 2011.


Phillip C. Ward, Director

Recorded in State Record of Water Right Certificates numbered **83809**