

E-148
V. 14 P. 342

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE NO. 4492

CERTIFICATE OF WATER RIGHT

This Is to Certify, That MOUNT MOORE

of Durkee, State of Oregon, has a right to the use of the waters of Manning and Swayze Creeks, tributaries of Burnt River; and Burnt River; (See below) a tributary of for the purpose of irrigation of 434.5 acres and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for Baker County, and the said decree entered of record at Salem, in the Order Record of the STATE ENGINEER, in Volume 8, at page 134; that the priority of the right thereby confirmed dates from (See below)

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed Three acre feet per acre during any irrigation season (with the further limitations contained in Paragraph 64 of said decree);

* NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 33. All within T. 11 S., R. 43 E., W. M.

The point of diversion is located in the Manning and Swayze 1875, NW $\frac{1}{4}$ SE $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 35. Manning 1879, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 35. Burnt River 1888, *(See above) A description of the place of use under the right, and to which such right is appurtenant, is as follows:

DATE OF PRIORITY	NUMBER ACRES	DITCH	STREAM	DESCRIPTION OF LAND
1875	248.5	Nickam Swayze Smith	Manning and Swayze	7 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ 26 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ 2 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 35 T. 11 S., R. 43 E., W. M. 28 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ 30 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ 15 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ 35 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ 30 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ 10 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 2 33 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$ 27.5 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ 5 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 3 T. 12 S., R. 43 E., W. M.
1879	85	Brown	Manning Creek	9.5 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$ 8 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ 23.5 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$ 33 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ 3 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 34 8 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 35 T. 11 S., R. 43 E., W. M.

DATE OF PRIORITY	NUMBER ACRES	DITCH	STREAM	DESCRIPTION OF LAND
May 29, 1888	101	Shook	Burnt River	2 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ 31 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ 18 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ 33 acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$ 17 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 34 T. 11 S., R. 43 E., W. M.

Certificate of water right issued to Mount Moore and recorded at page 5970, Volume 6, State Record of Water Right Certificates, confirms a right to the use of water for irrigation of 443.5 acres. Subsequently, the right to the use of water appurtenant to 9.0 acres was transferred by order of the State Engineer entered December 10, 1965. This certificate is issued to confirm the remaining right to the use of water for irrigation and supersedes the certificate heretofore issued to Mount Moore.

And said right shall be subject to all other conditions and limitations contained in said decree. The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed

this date March 11 , 19 66.

.....CHRIS L. WHEELER.....

State Engineer

Recorded in State Record of Water Right Certificates, Volume 25 , page 33008