

STATE OF OREGON
COUNTY OF BAKER
CERTIFICATE OF WATER RIGHT

This Is to Certify, That DAVID LEE GARDNER

of Route 1, Baker , State of Oregon , has made proof
to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of
Rouen Gulch Creek

a tributary of Powder River for the purpose of
supplemental irrigation of 73.1 acres

under Permit No. 33479 of the State Engineer, and that said right to the use of said waters
has been perfected in accordance with the laws of Oregon; that the priority of the right hereby
confirmed dates from July 5, 1968

that the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed
1.83 cubic feet per second

or its equivalent in case of rotation, measured at the point of diversion from the stream.
The point of diversion is located in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 9, T. 9 S., R. 39 E., W. M.
Diversion point located: 2950 feet South and 1050 feet West from NE Corner,
Section 9.

The amount of water used for irrigation, together with the amount secured under any other
right existing for the same lands, shall be limited to one-fortieth of one cubic foot per second
per acre, or its equivalent for each acre irrigated and shall be further limited
to a diversion of not to exceed $3\frac{1}{2}$ acre feet per acre for each acre irrigated
during the irrigation season of each year,

and shall

conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right hereby confirmed, and to which such right is
appurtenant, is as follows:

38.0 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$
35.1 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$
Section 10
T. 9 S., R. 39 E., W. M.

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. February 28, 1972

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

State Engineer

Recorded in State Record of Water Right Certificates, Volume 30 , page 38016