

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

This Is to Certify, That HENRY H. MOODY

of Richland, State of Oregon, 97870, has a right to the use of the waters of Little Eagle Creek, Ethel Creek, Conundrum Spring, and Summit Creek, tributaries of Eagle Creek, and Eagle Creek

a tributary of Powder River for the purpose of irrigation of 143.5 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 WATER RESOURCES DIRECTOR, in Volume 6, at page 291; that the priority of the right thereby confirmed dates from 1894 for 123.5 acres and 1879 for 20.0 acres

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 one-fortieth of one cubic foot per second per acre and shall be subject to all other conditions and limitations contained in said decree.

The point of diversion is located in the

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

30.0 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$	<u>Eagle Creek Only</u>
13.5 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$	21.5 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
20.0 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$	Section 13
38.5 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$	
Section 13	10.0 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$
T. 9 S., R. 45 E., W. M.	10.0 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$
	Section 27
	T. 9 S., R. 45 E., W. M.

This certificate describes that portion of the water right confirmed by the prior certificate recorded at Page 4704, Volume 5, State Record of Water Right Certificates, NOT modified by the provisions of an order of the State Engineer entered on October 5, 1967, approving transfer application No. T-74.

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

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, and is subject to the existing minimum flow policies established by the Water Policy Review Board. WITNESS the signature of the Water Resources Director, affixed

this date October 18, 1976.

James E. Saxson
Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 35, page 43734