

## STATE OF OREGON

COUNTY OF BAKER

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That MOUNT MOORE

of Durkee, State of Oregon, 97905, has  
 a right to the use of the waters of Manning and Swayze Creeks, tributaries of Burnt  
 River; and Burnt River

a tributary of Snake River for the purpose of  
 irrigation of 418.5 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 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);

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

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

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DATE OF PRIORITY	NUMBER ACRES	DITCH	STREAM	DESCRIPTION OF LAND
1875	248.5	Nickum Swayze Smith	Manning and Swayze	7.0 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$ 26.0 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$ 2.0 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 35 T. 11 S., R. 43 E., W. M.
				28.0 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$ 30.0 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$ 15.0 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$ 35.0 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$ 30.0 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$ 10.0 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 2 33.0 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$ 27.5 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$ 5.0 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 3 T. 12 S., R. 43 E., W. M.
1879	69	Brown	Manning Creek	9.5 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$ 23.5 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$ 33.0 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$ 3.0 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 34 T. 11 S., R. 43 E., W. M.
May 29, 1888	101	Shook	Burnt River	2.0 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$ 31.0 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$ 18.0 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$ 33.0 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$ 17.0 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 34 T. 11 S., R. 43 E., W. M.

This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 33008, Volume 25, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on November 3, 1977, approving transfer application No. 3639.

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.*

WITNESS the signature of the Water Resources Director, affixed

this date November 28, , 19 77.

James E. Sexson  
Water Resources Director