

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

This Is to Certify, That LAWRENCE SMELCER

of Halfway, State of Oregon, 97834, has
a right to the use of the waters of
Pine Creek

a tributary of Snake River for the purpose of
irrigation of 5.0 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 11, at page 235; that the priority of the
right thereby confirmed dates from 1890;

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 a
cubic foot per second per acre and a total limitation of one acre-foot per acre
during July, one acre-foot per acre during August, and one-half acre-foot per
acre during September, of each year, if available at the original point of
diversion, Posy Valley Ditch, NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 22, T. 7 S., R. 45 E., W. M.,*
The point of diversion is located in the
SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 23, T. 7 S., R. 45 E., W. M., Foothills Ditch, 540 feet North
and 2120 feet West from the SE Corner, Section 23

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

5.0 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$
Section 18
T. 8 S., R. 46 E., W. M.

This certificate is issued to confirm a change in point of diversion approved
by an order of the Water Resources Director entered May 6, 1966 and together
with certificate of water right recorded at page 35077, Volume 27, State Record
of Water Right Certificates supersedes certificate of water right recorded at
page 10229 Volume 9, State Record of Water Right Certificates.

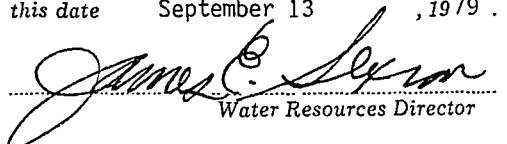
The issuance of this superseding certificate does not confirm the status of the
water right in reference to ORS 540.610.

*66 feet South and 330 feet West from the SE Corner, Section 15

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 September 13, 1979.


Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 42, page 48521

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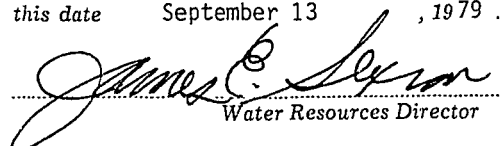
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