

STATE OF OREGON

COUNTY OF

BAKER

CERTIFICATE OF WATER RIGHT

This Is to Certify, That W.E. SUMMERS

of Richland, State of Oregon 97870, has
a right to the use of the waters of
Eagle Creek

a tributary of Powder River for the purpose of
irrigation of 48.7 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 1888 for 44.7 acres; 1891 for 4.0 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 1/40th cubic foot per second per acre.

The point of diversion is located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 3, T. 9 S., R. 45 E., W.M.; Holstine Ditch - 2060 feet North and 610 feet East from SW Corner, Section 3.

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

2.5 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$	13.0 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$
1.5 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$	7.2 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$
23.0 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$	1.5 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$

Section 10
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 4748, Volume 5, State Record of Water Right Certificates, NOT modified by the provisions of orders of the Water Resources Director entered on May 22 and June 11, 1980, approving transfer applications Nos. 4406 and 4444.

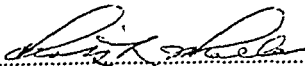
The issuance of this superseding certificate does not confirm the status of the water right in reference to ORS 540.610.

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

October 28, 1980


Deputy Water Resources Director