

STATE OF OREGON

COUNTY OF

BAKER

CERTIFICATE OF WATER RIGHT

This Is to Certify, That

VIRGINIA A. USHER

of Richland
a right to the use of the waters of Eagle Creek

, State of Oregon 97870 , has

a tributary of Powder River
irrigation of 84.0 acres

for the purpose of

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 1881 for 43.2 acres in Tract 1; 1879 for 40.8 acres in Tract 2

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.

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:

Tract 1

30.0 acres NE 1/4 SW 1/4
13.0 acres NW 1/4 SE 1/4
0.2 acre NW 1/4 SE 1/4 (Lot 2, Block 3, Town of Richland)

Tract 2

10.0 acres NE 1/4 SW 1/4
30.8 acres NW 1/4 SW 1/4
Section 23
Township 9 South, Range 45 East, WM

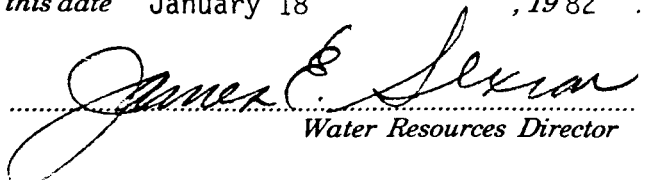
This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 4755, Volume 5, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on May 22, 1980, approving Transfer Application 4394.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

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 January 18, 1982


Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 44, page 50453