

## STATE OF OREGON

COUNTY OF BAKER

## CERTIFICATE OF WATER RIGHT

**This Is to Certify,** That V. S. KIRBYof 2548 Campbell Street, Baker, State of Oregon 97814, has  
a right to the use of the waters of Alder Creeka tributary of Burnt River for the purpose of  
irrigation of 30.29 acresand 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 1863that 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 NW 1/4 SW 1/4, Section 1, T11S, R42E, WM;  
Ditch No. 2 - 25 feet North and 80 feet East from SW Corner, NW 1/4 SW 1/4  
Section 1, Lot 3 (NE 1/4 NW 1/4) Section 2, T11S, R42E, WM; North Side Ditch -  
4030 feet North and 2650 feet West from SE Corner, Section 2.  
A description of the place of use under the right, and to which such right is appurtenant, is as  
follows:

DITCH No. 2	NORTH SIDE DITCH
2.13 acres SW 1/4 SW 1/4	6.3 acres Lot 2 (NW 1/4 NE 1/4)
0.77 acre SE 1/4 SW 1/4	2.6 acres SW 1/4 NE 1/4
Section 1	4.6 acres SE 1/4 NE 1/4
	Section 2
10.40 acres NE 1/4 NW 1/4	
3.49 acres NW 1/4 NW 1/4	
Section 12	
Township 11 South, Range 42 East WM	

This certificate describes that portion of the water right confirmed by the  
prior certificate recorded at page 5994, Volume 6, State Record of Water Right  
Certificates, NOT modified by the provisions of an order of the Water  
Resources Director entered on June 26, 1963 approving Transfer  
Application P-70 and is issued to confirm the change in place of use and point  
of diversion approved by the same order and supersedes certificate 5994.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 August 14, 1984.

/s/ William H. Young

Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 47, page 52178