

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

This Is to Certify, That TIM L. KERNSof Route 1, Box 30-A, Haines, State of Oregon 97833, has
a right to the use of the waters of Rock Creeka tributary of Powder River for the purpose of
irrigation of 40.0 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 6, at page 291; that the priority of the
right thereby confirmed dates from January 20, 1868that 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 1/40 of one cubic
foot per second per acre; and shall be subject to all other conditions and
limitations contained in said decreeThe point of diversion is located in the NW 1/4 SW 1/4, Section 34, T7S, R38E, WM;
Brown Delong Ditch - 1885 feet North and 289 feet East from SW Corner, Section
34.A description of the place of use under the right, and to which such right is appurtenant, is as
follows:40.0 acres SE 1/4 NW 1/4
Section 1
Township 8 South, Range 38 East, WMThis certificate is issued to confirm a change in place of use approved by an
order of the Water Resources Director entered March 28, 1978 and together with
certificate of water right recorded on page 45848, Volume 38, State Record of
Water Right Certificates, supersedes certificate 4372.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 March 21, 1985.

/s/ William H. Young
Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 47, page 52917