COURT 1M—11-75

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

This Is to Certify, *That* DALE ELLIS

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 0.4 acre

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

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 cubic foot per second per acre, if available at the original point of diversion; SE 1/4 NW 1/4, Section 10, T9S, R45E, WM, Kay Young Ditch - 1700 feet South and 2450 feet East from NW Corner, Section 10.

The point of diversion is located in the SE 1/4 NW 1/4, Section 33, T8S, R45E, WM, Newt Young Ditch - 1950 feet South and 1400 feet East from NW Corner, Section 33.

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

1881 PRIORITY
0.4 acre NE 1/4 SW 1/4
Section 24
Township 9 South, Range 45 East, WM

This certificate is issued to confirm a change in point of diversion approved by an order of the Water Resources Director entered June 11, 1980 and together with certificate of water right recorded at page 49435, Volume 43, State Record of Water Right Certificates, supersedes certificate 44244.

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 April 25 *, 19* 85 .

/s/ William H. Young
Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 48 *, page* 52941

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