

STATE OF OREGON

COUNTY OF

BAKER

CERTIFICATE OF WATER RIGHT

This Is to Certify, That

ROBERT D. STEPHENS

of Box 20, Haines, State of Oregon 97833, has a right to the use of the waters of Rock Creek

a tributary of Powder River for the purpose of irrigation of 4.5 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 1883

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, if available at the original point of diversion in SE 1/4 NE 1/4, Section 34, T7S, R38E, WM; Toney-Blize Ditch- 460 feet North and 250 feet West from East 1/4 Corner, Section 34.

The point of diversion is located in the SW 1/4 NW 1/4, Section 35, T7S, R38E, WM; Toney Ditch- 710 feet North and 1130 feet East from West 1/4 Corner, Section 35.

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

4.5 acres NE 1/4 NW 1/4 Section 35 Township 7 South, Range 38 East, WM

This certificate is issued to confirm a change in place of use and point of diversion approved by an order of the Water Resources Director entered December 18, 1978, and together with certificate of water right recorded at page 47251, Volume 40, State Record of Water Right Certificates, supersedes Certificate 4114.

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 4, 1986

...../s/ William H. Young..... Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 49, page 54106

3299D/SA T3923