

## STATE OF OREGON

COUNTY OF

BAKER

## CERTIFICATE OF WATER RIGHT

**This Is to Certify, That**

DONALD 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 65.6 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 August 28, 1880

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; Favorite Ditch-  
400 feet North and 400 feet West from East 1/4 Corner, Section 34.

The point of diversion is located in the SE 1/4 NE 1/4, Section 34, SW 1/4 NW 1/4,  
Section 35, T7S, R38E, WM; 1-Toney Blize Ditch- 460 feet North and 250 feet  
West; 2-Favorite Ditch- 400 feet North and 400 feet West; 3-Toney Ditch-  
710 feet North and 1130 feet East, all 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:

## DIVERSION 1

14.3 acres SW 1/4 NW 1/4

2.9 acres SE 1/4 NW 1/4

## DIVERSION 2

14.0 acres SW 1/4 NW 1/4

23.2 acres SE 1/4 NW 1/4

## DIVERSION 3

0.3 acre SW 1/4 NW 1/4

10.9 acres SE 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 additional  
points 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  
50118, Volume 44, State Record of Water Right Certificates, supersedes  
Certificate 33386.

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 54107

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