

STATE OF OREGON

COUNTY OF

BAKER

CERTIFICATE OF WATER RIGHT

This Is to Certify, That

JAMES W. PHILLIPS AND T.B. PHILLIPS

of Haines, State of Oregon, has
a right to the use of the waters of Pine Creek

a tributary of Powder River for the purpose of
irrigation of 153.6 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 1868 for 60 acres; 1871 for 51.4 acres and 1907
for 42.2 acres
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 1/40 of one cubic
foot per second per acre

The point of diversion is located in the

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

1871
19.6 acres SW 1/4 SE 1/4
31.8 acres SE 1/4 SE 1/4
Section 23

1868
30.0 acres NE 1/4 SW 1/4
30.0 acres NW 1/4 SW 1/4

1907
24.5 acres SW 1/4 SW 1/4
17.7 acres SE 1/4 SW 1/4
Section 24
Township 8 South, Range 38 East, WM

This certificate describes that portion of the water right confirmed by the
prior certificate recorded at page 4413, Volume 5, State Record of Water Right
Certificates, NOT modified by the provisions of an order of the Water
Resources Director entered on December 26, 1985, approving transfer
application No. 5726.

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 54109