

STATE OF OREGON

COUNTY OF

BAKER

CERTIFICATE OF WATER RIGHT

This is to certify, That

MR. S.H. ELLINGSON
c/o Ellingson Lumber Company

of PO Box 866, Baker, State of OR 97814, has made
proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of
Powder River

a tributary of Snake River for the purpose of
condenser cooling

under Permit No. 37115 and that said right to the use of said waters has been perfected in
accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from
July 23, 1973

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is
limited to an amount actually beneficially used for said purposes, and shall not exceed
0.22 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of
diversion is located in the NW 1/4 SW 1/4, Section 21, T9S, R40E, WM;
Settler's Slough - 2180 feet North and 50 feet East from SW corner Section 21.

The amount of water used for irrigation, together with the amount secured under any other right
existing for the same lands, shall be limited to ----- of one cubic foot per second per
acre,

and shall
conform to such reasonable rotation system as may be ordered by the proper state officer.

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

SW 1/4 SE 1/4
Section 17

NE 1/4 NW 1/4
Section 20
Township 9 South, Range 40 East, WM

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use
herein described and is subject to minimum flows established by the Water Resources Commission with an
effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed

this date. October 23, 1986

/s/ William H. Young
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Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 50, page 54979

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