

STATE OF OREGON

COUNTY OF

BAKER

CERTIFICATE OF WATER RIGHT

This is to certify, That HARRY A. PHILLIPS

of Route 1, Box 130-A, 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
Spring #1

a tributary of Pine Creek (Powder River) for the purpose of
supplemental irrigation of 37.2 acres

under Permit No. 42943 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
February 27, 1978
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
0.35 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 SW 1/4 SE 1/4, Section 23, T8S, R38E, WM; 410
feet North and 2000 feet West from SE corner Section 23.

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 one-fortieth of one cubic foot per second per
acre, or its equivalent for each acre irrigated and shall be
further limited to a diversion of not to exceed 3.5 acre-feet per acre for
each acre irrigated during the irrigation season of each year,

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:

0.6 acre SW 1/4 SE 1/4	8.2 acres SW 1/4 SW 1/4
28.4 acres SE 1/4 SE 1/4	Section 24
Section 23	
Township 8 South, Range 38 East, WM	

In processing the application towards issuance of the permit, it appears that
a clerical error was inadvertently made in limiting the duty of water to not
exceed 1/40th of one cubic foot per second per acre and 4.5 acre feet per
acre. In the issuance of this certificate, the duty of water has been changed
to 1/40th cubic foot per second per acre and 3.5 acre feet per acre for each
acre irrigated during the irrigation season of each year, in keeping with the
customary policy and determination of this office of the proper maximum limits.

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. December 19, 1986

/s/ William H. Young

Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 50, page 55292

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