

STATE OF OREGON

COUNTY OF

BAKER

CERTIFICATE OF WATER RIGHT

This Is to Certify, That

EVERETT DENNIS

of Route 1, Box 117, Richland, State of OR 97870, has a right to the use of the waters of Eagle Creek

a tributary of Powder River for the purpose of irrigation of 8.1 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 1891

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; Waterbury-Allen Ditch

The point of diversion is located in the SW 1/4 SE 1/4, Section 10, T9S, R45E, WM; Nash Ditch - 590 feet North and 2720 feet East from SW corner Section 10.

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

1.5 acres NE 1/4 NE 1/4
6.6 acres SE 1/4 NE 1/4
Section 28
Township 9 South, Range 45 East, WM

This certificate is issued to confirm a change in point of diversion approved by an order of the Water Resources Director entered July 28, 1980, and together with certificate of water right recorded at page 49640, Volume 43, State Record of Water Right Certificates, supersedes certificate 4763.

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 January 22, 19 87

/s/ William H. Young
Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 51, page 55428