

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS IS TO CERTIFY, that FRANCIS B. ZIMMERMAN, of 1485 BRUSH COLLEGE ROAD NW, SALEM, OREGON 97304, has a right to the use of waters of ROCK CREEK, a tributary of POWDER RIVER, for the purpose of IRRIGATING 10.0 ACRES.

The right has been confirmed by decree of the Circuit Court of the State of Oregon for BAKER County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 6, at page 291. The date of priority is 1879.

The point of diversion is located as follows:

NW 1/4 SW 1/4, SECTION 34, T 7 S, R 38 E, W.M.,  
(DELONG DITCH).

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 during the irrigation season of each year.

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

NW 1/4 NW 1/4 SW 1/4 10.0 ACRES  
SECTION 35  
TOWNSHIP 7 SOUTH, RANGE 38 EAST, W.M.

This certificate is issued to confirm a change in PLACE OF USE approved by an order of the Water Resources Director entered FEBRUARY 14, 1983, and supersedes certificate 46853, State Record of Water Right Certificates.

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.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described and shall be subject to all other conditions and limitations contained in said decree.

WITNESS the signature of the Water Resources Director, affixed this date SEPTEMBER 27, 1988.

/s/ WILLIAM E. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 57739

T-5181A