

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS IS TO CERTIFY, that

PETER POULSON of HAINES, OR 97833 has a right to the use of the waters of KILMERQUE CREEK, ROCK AND LITTLE MUDDY CREEKS, BIG MUDDY CREEK, TRIBUTARIES OF POWDER RIVER

for the purpose of IRRIGATION OF 237.0 ACRES.

The right has been confirmed by decree of the Circuit Court of the State of Oregon for BAKER County. The decree is recorded at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 6, page 291. The date of priority is 1878 FOR TRACT 1; 1875 FOR TRACT 2; 1880 FOR TRACT NO. 3 AND 1874 FOR 25 ACRES AND 1882 FOR 70 ACRES 1882 IN TRACT NO. 4.

The right is limited to an amount of water actually beneficially used for said purposes, and shall not exceed ONE-FORTIETH OF ONE CUBIC FOOT PER SECOND PER ACRE.

The point of diversion is located in the: SE 1/4 SE 1/4, Section 31, T 7 S, R 39 E, WM; POULSON DITCH-1150 FEET NORTH AND 900 FEET WEST FROM THE SE CORNER, SECTION 31.

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

C-4422

	ACRES	1/4	1/4	SECTION	TOWNSHIP	RANGE,	WM
Tract No. 1	<u>Kilmerque, Rock and Little Muddy Creeks</u>						
	40.00	SW	SE	22	7	S	38 E
	40.00	SE	SE	22	7	S	38 E
Tract No. 2	<u>Big Muddy Creek</u>						
	17.00	NW	SE	22	7	S	38 E
Tract No. 3	<u>Rock Creek</u>						
	10.00	SW	SE	32	7	S	39 E
	15.00	SW	SW	32	7	S	39 E
	20.00	SE	SW	32	7	S	39 E
Tract No. 4	<u>Rock Creek</u>						
	40.00	NW	NE	5	8	S	39 E
	25.00	NE	NW	5	8	S	39 E
	30.00	NW	NW	5	8	S	39 E
Total:	237.00 acres.						

The issuance of this superseding certificate does not confirm the status of the water right in reference to ORS 540.610

The 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, November 7, 1988.

/s/ WILLIAM H. YOUNG
Water Resources Director