

STATE OF OREGON
COUNTY OF BAKER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DAVID L. PHILLIPS
P.O. BOX 493
BAKER, OREGON 97814

confirms the right to use the waters of PINE CREEK, AN UNNAMED STREAM AND POND 1 RESERVOIR CONSTRUCTED UNDER PERMIT R-8608, a tributary of POWDER RIVER, for the purpose of STOCK WATER.

The right has been perfected under Permit 47441. The date of priority is FEBRUARY 9, 1983. The right is limited to not more than 0.005 CUBIC FEET PER SECOND, BEING 0.003 CFS FROM PINE CREEK AND 0.002 CFS FROM AN UNNAMED STREAM AND RESERVOIR or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

SW 1/4 NE 1/4, SE 1/4 NE 1/4, SECTION 26, T 8 N, R 38 E, W.M.; PINE CREEK - 1000 FEET NORTH & 1640 FEET WEST; STREAM - UNNAMED STREAM AND POND 1 RESERVOIR 460 FEET NORTH & 1240 FEET WEST, BOTH FROM E1/4 CORNER OF SECTION 26.

The right 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, and to which such right is appurtenant, is as follows:

SE 1/4 NE 1/4
SECTION 26
TOWNSHIP 8 SOUTH, RANGE 38 EAST, W.M.

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. The right 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 NOVEMBER 28, 1988.

/s/ WILLIAM H. YOUNG
Water Resources Director

Recorded in State Record of Water Right Certificates numbered 58501

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