

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

STATE OF OREGON  
WATER RESOURCES DEPARTMENT  
SALEM, OREGON 97310

confirms the right to use the waters of CLEAR CREEK, a tributary of PINE CREEK, in the POWDER RIVER BASIN to maintain an instream flow for the purpose of SUPPORTING AQUATIC LIFE.

The right is for flows IN CLEAR CREEK AND ITS TRIBUTARIES 0.75 MILE ABOVE TWIN BRIDGE CREEK AT STREAM MILE 10.6 (NW 1/4, SECTION 8, T 7 S, R 46 E, W.M.) MEASURED AT OR NEAR SAID POINT AND MAINTAINED TO THE MOUTH.

The right is established under Oregon Revised Statutes 537.346.

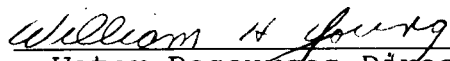
The date of priority is JUNE 26, 1970.

The right is limited to not more than the amounts during the time periods listed below:

| <u>Period</u>  | <u>Flows (cubic feet per second)</u> |
|----------------|--------------------------------------|
| OCT 1 - FEB 29 | 15                                   |
| MAR 1 - JUN 15 | 25                                   |
| JUN 16- SEP 30 | 15                                   |

This instream water right shall not apply to domestic, livestock, or municipal uses or waters to be legally stored or legally released from storage.

Witness the signature of the Water Resources Director affixed this 13th day of March, 1989.

  
Water Resources Director

Recorded in State Record of Water Right Certificates number 59540.

MF235