

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 POWDER RIVER, a tributary of the SNAKE RIVER, in the POWDER RIVER BASIN to maintain an instream flow for the purpose of SUPPORTING AQUATIC LIFE.

The right is for flows to be maintained IN POWDER RIVER BELOW MASON DAM (NE 1/4, SECTION 25, T 10 S, R 38 E, W.M.) AT STREAM MILE 139.5 MEASURED AT MASON DAM AND MAINTAINED TO SMITH DIVERSION DAM AT STREAM MILE 128.1.

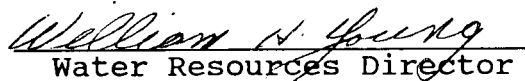
The right is established under Oregon Revised Statutes 537.346.

The date of priority is JUNE 26, 1970.

The right is for water released from storage of up to 10 cubic feet per second throughout the year.

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 1st day of February, 1989.

  
Water Resources Director

Recorded in State Record of Water Right Certificates number 59543.

MF243