

STATE OF OREGON
COUNTY OF BAKER
CERTIFICATE OF WATER RIGHT

SUPERSEDED BY
CERT. NO. 86698

THIS CERTIFICATE ISSUED TO

JAMES E KERNS AND TOM L. KERNS
ROUTE 1, BOX 28
HAINES, OREGON 97833

CANCELED

confirms the right to use the waters of ROCK CREEK, a tributary of POWDER RIVER, for the purpose of IRRIGATING 20.0 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 1868.

The right is limited to not more than 0.5 CUBIC FOOT PER SECOND.

The point of diversion is located as follows:

SW 1/4 NE 1/4, SECTION 34, T 7 S, R 38 E, W.M.;
HUNSTOCK-MEYERS 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.

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 20.0 ACRES
SECTION 2
TOWNSHIP 8 SOUTH, RANGE 38 EAST, W.M.

This certificate is issued to confirm a change in PLACE OF USE approved by orders of the Water Resources Director entered JANUARY 27, 1978, and MARCH 13, 1979, and together with certificate 45232, supersedes certificate 4243, 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 FEBRUARY 9, 1989.

Canceled Sp.Or.Vol. 51 P. 250

/s/ WILLIAM H. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 60009

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