

STATE OF OREGON
COUNTY OF BAKER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JAMES A. AND BERTHA E. KELLY
ROUTE 1
BAKER, OREGON

confirms the right to use the waters of AN ABANDONED GRAVEL PIT, IN THE PINE CREEK BASIN, for the purpose of IRRIGATING 48.6 ACRES.

The right has been perfected under Permit U-610. The date of priority is MARCH 11, 1954. The right is limited to not more than 0.61 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

SE 1/4 NE 1/4, SECTION 15, T 8 S, R 39 E, W.M.

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-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

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:

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SE 1/4 NE 1/4 32.6 ACRES
SECTION 15

SW 1/4 NW 1/4 16.0 ACRES
SECTION 14
TOWNSHIP 8 SOUTH, RANGE 39 EAST, W.M.

LAND ON WHICH WATER IS TO BE USED IS PART OF THAT DESCRIBED AS FOLLOWS: THE SE 1/4 NE 1/4 OF SECTION 15 AND ALL THAT PORTION OF THE SW 1/4 OF THE NW 1/4 OF SECTION 14 LYING WEST OF THE RIGHT OF WAY OF THE OREGON WASHINGTON RAILROAD AND NAVIGATION COMPANY.

This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 23739, Volume 17, State Record of Water Right Certificates, NOT canceled by the provisions of an order of the Water Resources Director entered on SEPTEMBER 26, 1988.

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.

WITNESS the signature of the Water Resources Director,
affixed this date FEBRUARY 24, 1989.

/s/ WILLIAM H. YOUNG
Water Resources Director

Recorded in State Record of Water Right Certificates numbered 60409

U-676.BE