

STATE OF OREGON
COUNTY OF BAKER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DWAYNE HEIKES
ROUTE 6, BOX 250
HILLSBORO, OREGON 97183

confirms the right to use the waters of GIMLET CREEK & JACKKNIFE CREEK, tributaries of NORTH FORK BURNT RIVER, for the purpose of MINING AND MILLING.

The right has been perfected under Permit 49613. The date of priority is JANUARY 2, 1986. The right is limited to not more than 0.22 CUBIC FOOT PER SECOND; BEING 0.22 CFS FROM EITHER STREAM BUT NOT MORE THAN 0.22 CFS IN TOTAL, or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

SE 1/4 SE 1/4, SECTION 3, NW 1/4 NE 1/4, SECTION 8, T 10 S, R 36 E, W.M.; GIMLET CREEK - 985 FEET NORTH AND 400 FEET WEST; JACKKNIFE CREEK - 420 FEET SOUTH AND 2450 FEET WEST, BOTH FROM NE CORNER SECTION 8.

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 SE 1/4
SECTION 5

NW 1/4 NE 1/4
SECTION 8
TOWNSHIP 10 SOUTH, RANGE 36 EAST, W.M.

The right is subject to the maintenance and use of adequate treatment facilities to remove all sediment before returning any water to the stream.

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 APRIL 14, 1989.

/s/ WILLIAM H. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 60829

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