

STATE OF OREGON
COUNTY OF BAKER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

TRUMAN BERNETT
ROUTE 1 BOX 118A
BAKER, OREGON 97814

confirms the right to use the waters of SEEPAGE WATER, a tributary of PINE CREEK, for the purpose of SUPPLEMENTAL IRRIGATION OF 1.7 ACRES.

The right has been perfected under Permit 44751. The date of priority is SEPTEMBER 17, 1979. The right is limited to not more than 0.04 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 30, T 8 S, R 39 E, W.M.; 1330 FEET SOUTH AND 700 FEET WEST FROM NE CORNER SECTION 30.

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, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.5 acre-feet per acre for each acre irrigated during the irrigation season of each year. The right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and although declared herein to be for supplemental irrigation the right may, in the interest of conserving the ground water supplies, be exercised at times when water is available in the ground water reservoir provided that the total quantity diverted from all sources of supply does not exceed the limitation allowed herein.

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:

NE 1/4 NE 1/4 1.7 ACRES
SECTION 30
TOWNSHIP 8 SOUTH, RANGE 39 EAST, W.M.

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 AUGUST 7, 1989.

/s/ WILLIAM H. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 62055

59338.SB