

STATE OF OREGON
COUNTY OF BAKER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JOHN H. COGSWELL
P.O. BOX 146
HERFORD, OREGON 97837

confirms the right to use the waters of PINE CREEK, a tributary of BURNT RIVER, for the purpose of PLACER MINING.

The right has been perfected under Permit 40545. The date of priority is APRIL 19, 1976. The right is limited to not more than 0.5 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

SW 1/4 SE 1/4, SECTION 3, T 12 S, R 39 E, W.M.; 650 FEET NORTH AND 1350 FEET WEST, 450 FEET NORTH AND 1400 FEET WEST, BOTH FROM THE SE CORNER OF SECTION 3.

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 SW 1/4
SECTION 10

NE 1/4 NW 1/4
NW 1/4 NW 1/4
SW 1/4 NW 1/4
SE 1/4 NW 1/4
NE 1/4 SW 1/4
NW 1/4 SW 1/4
SW 1/4 SW 1/4
SE 1/4 SW 1/4

SECTION 15

TOWNSHIP 12 SOUTH, RANGE 39 EAST, W.M.

The right is subject to the maintenance and use of adequate treatment facilities to remove the sediment before returning the 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 DECEMBER 27, 1989.

/s/ WILLIAM H. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 63627

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