

STATE OF OREGON
COUNTY OF BAKER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

S.B. BAISLEY
BAKER, OREGON 97814

confirms the right to use the waters of SALMON CREEK AND HIBBARD CREEK, tributaries of the POWDER RIVER, for the purpose of MINING, IRRIGATING 76.45 ACRES, AND THE STORAGE OF 1 ACRE FOOT.

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 1894 FOR 9.45 ACRES, 1904 FOR 67 ACRES, AND 1869 FOR STORAGE.

The right is limited to not more than 1.91 CUBIC FEET PER SECOND for irrigation and the point of diversion is located at the Lower Never Sweat 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, or its equivalent for each acre irrigated.

A description of the place of use under the right, and to which such right is appurtenant, is as follows:

NE 1/4 SW 1/4 1.50 ACRES
SE 1/4 SW 1/4 0.10 ACRE
SECTION 4

SE 1/4 NW 1/4 29.25 ACRES
SW 1/4 NW 1/4 24.60 ACRES
NE 1/4 SW 1/4 20.00 ACRES
NW 1/4 SE 1/4 1.00 ACRE
SECTION 9

TOWNSHIP 9 SOUTH, RANGE 39 EAST, W.M.

This certificate describes that portion of the water right confirmed by certificate 3985, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered JANUARY 19, 1990, approving transfer application 6282.

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 JANUARY 19, 1990.

/s/ WILLIAM H. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 63839.

T-6282.TES