

STATE OF OREGON
COUNTY OF BAKER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ARTHUR E. POWELL
THIEF VALLEY ROAD, BOX 40
NORTH POWDER, OREGON 97868

confirms the right to use the waters of SPRING CREEK, a tributary of POWDER RIVER, for the purpose of IRRIGATING 22.8 ACRES.

The right has been perfected under Permit 45052. The date of priority is MARCH 19, 1980. The right is limited to not more than 0.57 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:

NE 1/4 NE 1/4, SECTION 35, T 6 S, R 39 E, W.M.; 1140 FEET SOUTH AND 1200 FEET WEST FROM THE NE CORNER OF SECTION 35.

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 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 14.1 ACRES
SE 1/4 NE 1/4 8.7 ACRES
SECTION 35
TOWNSHIP 6 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 MARCH 29, 1990.

/s/ WILLIAM H. YOUNG
Water Resources Director

Recorded in State Record of Water Right Certificates numbered 64202.
59892.VRG