

STATE OF OREGON
COUNTY OF BAKER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

FRANK J. COLTON
HCR 88, BOX 253
BAKER, OREGON 97814

confirms the right to use the waters of the POWDER RIVER, a tributary of the SNAKE RIVER, for the purpose of IRRIGATING 52.0 ACRES.

The right has been perfected under Permit 40493. The date of priority is MARCH 31, 1976. The right is limited to not more than 1.18 CUBIC FEET 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 SE 1/4, SECTION 20, T 8 S, R 41 E, W.M.; 2190 FEET NORTH AND 250 FEET WEST FROM THE SE CORNER OF SECTION 20.

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:

LOT 1 (NE 1/4 NE 1/4) 20.9 ACRES
LOT 2 (NW 1/4 NE 1/4) 31.1 ACRES
SECTION 1
TOWNSHIP 8 SOUTH, RANGE 41 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 SEPTEMBER 28, 1990.

/s/ WILLIAM H. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 64799.

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