

STATE OF OREGON  
COUNTY OF UNION  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RODNEY JAMES WIRTH  
HCR 88, BOX 317  
BAKER, OREGON 97814

confirms the right to use the waters of MARTIN GULCH AND RESERVOIR #2, CONSTRUCTED UNDER PERMIT R-6521, a tributary of BIG CREEK, for the purpose of THE SUPPLEMENTAL IRRIGATION OF 34.8 ACRES.

The right has been perfected under Permit 40908. The date of priority is MAY 10, 1976. The right is limited to not more than 0.33 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:

SW 1/4 SE 1/4, SECTION 35, T 6 S, R 41 E, W.M.; 480 FEET NORTH AND 550 FEET EAST FROM THE SOUTH 1/4 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 from direct flow 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 from direct flow and storage.

The right shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall 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:

SE 1/4 SE 1/4 10.6 ACRES  
SECTION 35

SW 1/4 SW 1/4 8.4 ACRES  
SECTION 36

TOWNSHIP 6 SOUTH, RANGE 41 EAST, W.M.

LOT 4 (NW 1/4 NW 1/4) 6.5 ACRES  
SECTION 1

LOT 1 (NE 1/4 NE 1/4) 9.3 ACRES  
SECTION 2

TOWNSHIP 7 SOUTH, RANGE 41 EAST, W.M.

SEE NEXT PAGE

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 OCTOBER 29, 1990.

/s/ WILLIAM H. YOUNG  
Water Resources Director

Recorded in State Record of Water Right Certificates numbered 64902

54238.JW