

STATE OF OREGON
COUNTIES OF BAKER AND UNION
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

UNITED STATES DEPT. OF AGRICULTURE
3990 MIDWAY DRIVE
BAKER, OREGON 97814

confirms the right to use the waters of THE NORTH POWDER RIVER, a tributary of THE POWDER RIVER, for the purpose of PRIMARY IRRIGATION OF 31.1 ACRES AND SUPPLEMENTAL IRRIGATION OF 374.0 ACRES.

This right has been perfected under Permit 46184. The date of priority is NOVEMBER 2, 1981. This right is limited to 8.71 CUBIC FEET 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:

NE 1/4 SE 1/4, SECTION 22, T 6 S, R 39 E, W.M.; PETERSON DITCH - 1820 FEET NORTH AND 800 FEET WEST, HOLMES DITCH - 1890 FEET NORTH AND 840 FEET WEST, BOTH FROM THE SE CORNER OF SECTION 22.

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-FORTIETH of one cubic foot per second (or its equivalent) during the period of March 1, through June 30, and a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) during the period July 1, through September 30, for each acre irrigated during the irrigation season of each year. 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 LANDS DESCRIBED AS SUPPLEMENTAL TO CERTIFICATE 9398 ARE HEREBY GRANTED A PRIMARY RIGHT DURING THE MONTHS OF JULY AND AUGUST.

This right shall conform to any reasonable rotation system ordered by the proper state officer.

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

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	<u>PRIMARY</u>	<u>SUPPLEMENTAL</u>	<u>SUPPLEMENTAL TO CERTIFICATE 9398</u>
NE 1/4 NE 1/4		20.6 ACRES	
NW 1/4 NE 1/4	4.1 ACRES	35.0 ACRES	
SW 1/4 NE 1/4			40.0 ACRES
SE 1/4 NE 1/4			35.0 ACRES
NE 1/4 NW 1/4		14.9 ACRES	
NW 1/4 NW 1/4	4.2 ACRES		
SW 1/4 NW 1/4	12.5 ACRES	22.3 ACRES	
SE 1/4 NW 1/4	8.3 ACRES	30.0 ACRES	
NE 1/4 SW 1/4		23.6 ACRES	
NW 1/4 SW 1/4		8.9 ACRES	
NE 1/4 SE 1/4			37.6 ACRES
NW 1/4 SE 1/4			40.0 ACRES
SW 1/4 SE 1/4			21.2 ACRES
SE 1/4 SE 1/4	1.7 ACRES		19.0 ACRES
SECTION 23			
TOWNSHIP 6 SOUTH, RANGE 39 EAST, W.M.			
SW 1/4 NW 1/4	0.3 ACRE		
NW 1/4 SW 1/4		18.9 ACRES	
SW 1/4 SW 1/4			7.0 ACRES
SECTION 24			
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. This 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 NOVEMBER 19, 1990.

/s/ WILLIAM H. YOUNG

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 65022.