

STATE OF OREGON
COUNTY OF BAKER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JOHN KEATING, SENIOR
P.O. BOX 645
ELGIN, OREGON 97827

confirms the right to use the waters of POWDER RIVER, A TRIBUTARY OF SNAKE RIVER AND EAGLE CREEK, a tributary of POWDER RIVER, for the purpose of PRIMARY IRRIGATION OF 6.4 ACRES AND SUPPLEMENTAL IRRIGATION OF 23.0 ACRES.

The right has been perfected under Permit 42936. The date of priority is FEBRUARY 14, 1978. The right is limited to not more than 0.74 CUBIC FOOT PER SECOND; BEING 0.29 cfs FROM EAGLE CREEK AND 0.45 cfs FROM POWDER RIVER, or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

SE 1/4 SE 1/4, SECTION 19, SW 1/4 SW 1/4, SECTION 20, NE 1/4 NE 1/4, SECTION 30, T 9 S, R 45 E, W.M.;

DIVERSION POINT 1 - 1850 FEET SOUTH AND 170 FEET WEST FROM E 1/4 CORNER SECTION 19.

DIVERSION POINT 2 - 150 FEET NORTH AND 2570 FEET WEST FROM S 1/4 CORNER SECTION 20.

DIVERSION POINT 3 - 70 FEET SOUTH AND 2500 FEET EAST,

DIVERSION POINT 4 - 350 FEET SOUTH AND 1600 FEET EAST, BOTH FROM N 1/4 CORNER SECTION 30.

NE 1/4 NW 1/4, SECTION 20, T 8 S, R 45 E, W.M.;

EAGLE CREEK - 30 FEET SOUTH AND 2540 FEET EAST FROM NW CORNER 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 be limited to any deficiency in the available supply of any prior right 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:

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	<u>PRIMARY</u>	<u>SUPPLEMENTAL</u>
SE 1/4 SE 1/4 SECTION 19	1.3 ACRES	5.4 ACRES
SW 1/4 SW 1/4 SECTION 20	3.6 ACRES	3.1 ACRES
NE 1/4 NE 1/4	1.5 ACRES	11.2 ACRES
NW 1/4 NE 1/4		2.0 ACRES
SW 1/4 NE 1/4		0.3 ACRE
SE 1/4 NE 1/4		1.0 ACRE
SECTION 30		
TOWNSHIP 9 SOUTH, RANGE 45 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
FEBRUARY 12, 1991.

/s/ WILLIAM H. YOUNG

William H. Young

Recorded in State Record of Water Right Certificates numbered 65197.

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