

STATE OF OREGON
COUNTY OF BAKER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

BILL G. DAVIS
ROUTE 2, BOX 285
BAKER CITY, OREGON 97814

DONALD B. AND JOYCE HART FANCHER
RURAL ROUTE 1
BAKER CITY, OREGON 97814

confirms the right to use the waters of AN UNNAMED DRAINAGEWAY, a tributary of BALDOCK SLOUGH, for the purpose of PRIMARY IRRIGATION OF 78.6 ACRES AND SUPPLEMENTAL IRRIGATION OF 8.8 ACRES.

The right has been perfected under Permit 48638. The date of priority is JULY 1, 1983. The right is limited to not more than 2.19 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:

SE 1/4 SW 1/4, SECTION 35, T 8 S, R 40 E, W.M.; 650 FEET NORTH AND 1330 FEET EAST FROM THE SW 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 allowed herein 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:

| | PRIMARY | SUPPLEMENTAL |
|-----------------------------|------------|--------------|
| SW 1/4 SW 1/4 SECTION 26 | | 8.8 ACRES |
| NE 1/4 NW 1/4 | 38.6 ACRES | |
| SE 1/4 NW 1/4 SECTION 35 | 40.0 ACRES | |

TOWNSHIP 8 SOUTH, RANGE 40 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
AUGUST 26, 1991.

/s/ WILLIAM H. YOUNG

William H. Young

Recorded in State Record of Water Right Certificates numbered 66633.

65257.JCL