

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

VERA ERWIN
1810 MYRTLE STREET
BAKER CITY, OREGON 97814

confirms the right to use the waters of THE POWDER RIVER, a tributary of THE SNAKE RIVER, for IRRIGATION OF 48.0 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for BAKER County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 6, at Page 291. The date of priority is 1887.

The use is limited to that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to AN AMOUNT ACTUALLY BENEFICIALLY USED FOR SAID PURPOSES, AND SHALL NOT EXCEED 1/40 OF ONE CUBIC FOOT PER SECOND PER ACRE, measured at the point of diversion.

The quantity of water diverted at the new point of diversion shall not exceed the quantity of water available at the old point of diversion under the subject right, IF AVAILABLE AT THE ORIGINAL POINT OF DIVERSION LOCATED AT: SW 1/4 NW 1/4, SECTION 16, T 9 S, R 40 E, W.M.; BALDOCK DITCH - 1760 FEET SOUTH AND 360 FEET EAST FROM THE NW CORNER OF SECTION 16, and shall be subject to all other conditions and limitations contained in the Powder River Decree, page 291, Volume 6, Record of the State Water Board of the State of Oregon, and shall not exceed 1/40th cubic foot per second per acre.

The point of diversion is located as follows:

SW 1/4 NW 1/4, SECTION 9, T 9 S, R 40 E, W.M.; CORRAL DITCH - 50 FEET NORTH AND 2720 FEET EAST FROM THE CENTER 1/4 CORNER OF SECTION 8.

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

SW 1/4 NE 1/4 40.0 ACRES
SE 1/4 NE 1/4 8.0 ACRES
SECTION 3
TOWNSHIP 9 SOUTH, RANGE 40 EAST, W.M.

The diversion works which included an in-line flow meter, a weir or other suitable device for measuring the water to which the user is entitled shall be maintained to the satisfaction of the Watermaster.

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This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered NOVEMBER 13, 1979, and supersedes Certificate 3992.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

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 and is subject to all other conditions and limitations contained in said decree.

WITNESS the signature of the Water Resources Director, affixed JULY 24, 1992.

/s/ MARTHA O. PAGEL

Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 67626.

T-4170.VLC