

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

W.A. GREEN, ROBERT I. AND HELEN N. PROEBSTEL  
HAINES, OREGON

confirms the right to use the waters of ROCK CREEK, SAND CREEK AND WILLOW CREEK, a tributary of POWDER RIVER, for IRRIGATION OF 247.4 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 1892 FOR TRACT 1, 1880 FOR 40 ACRES AND APRIL 15, 1891, FOR 40 ACRES IN TRACT 2, AND 1872 FOR TRACT 4.

The use is limited to ONE-FORTIETH OF ONE CUBIC FOOT PER SECOND PER ACRE or its equivalent in case of rotation, measured at the point of diversion from the source.

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

TRACT 1 FROM ROCK CREEK  
NW $\frac{1}{4}$  SE $\frac{1}{4}$  40.0 ACRES  
SW $\frac{1}{4}$  SE $\frac{1}{4}$  40.0 ACRES  
SE $\frac{1}{4}$  SW $\frac{1}{4}$  40.0 ACRES  
SECTION 30  
TOWNSHIP 7 SOUTH, RANGE 39 EAST, W.M.

TRACT 2 FROM SAND CREEK  
NE $\frac{1}{4}$  NE $\frac{1}{4}$  40.0 ACRES  
NW $\frac{1}{4}$  NE $\frac{1}{4}$  40.0 ACRES  
SECTION 31  
TOWNSHIP 7 SOUTH, RANGE 39 EAST, W.M.

TRACT 4 FROM WILLOW CREEK  
SE $\frac{1}{4}$  SW $\frac{1}{4}$  25.5 ACRES  
SW $\frac{1}{4}$  SE $\frac{1}{4}$  20.0 ACRES  
SE $\frac{1}{4}$  SE $\frac{1}{4}$  1.9 ACRES  
SECTION 5  
TOWNSHIP 8 SOUTH, RANGE 39 EAST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 34507, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered August 19, 1992, approving Transfer Application 6495.

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  
AUGUST 19, 1992.

/s/ MARTHA O. PAGEL

Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 67711.

T-6495.LHN