

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

TIM L. KERNS  
ROUTE 1 BOX 30A  
HAINES, OREGON 97833

confirms the right to use the waters of ROCK CREEK, a tributary of POWDER RIVER, for IRRIGATION OF 0.8 ACRE.

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 1894.

The use is limited to 1/40th 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:

NE $\frac{1}{4}$  NE $\frac{1}{4}$  0.8 ACRE  
SECTION 12  
TOWNSHIP 8 SOUTH, RANGE 38 EAST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 52916, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director approving Transfer Application 6185.

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  
SEPTEMBER 14, 1992.

/s/ MARTHA O. PAGEL

Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 67788.

T-6185B.LHN

T-8206