

STATE OF OREGON  
COUNTY OF BAKER  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

KENNETH GRABNER  
2310 2ND STREET  
BAKER CITY, OREGON 97814

confirms the right to use the waters of SPRINGS RISING ON LAND AND SALMON CREEK, tributaries of the POWDER RIVER, for IRRIGATION of 67.59 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 1875 for 67.59 acres.

The use is limited to 1.69 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

|                                   |             |
|-----------------------------------|-------------|
| STEWART #3 AND STEWART #1 DITCHES | 29.09 ACRES |
| DAMS                              | 38.50 ACRES |

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-FORTIETH of one cubic foot per second (or its equivalent) for each acre irrigated during the irrigation season of each year.

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

SPRINGS RISING ON LAND  
SW $\frac{1}{4}$  NW $\frac{1}{4}$  9.00 ACRES  
SE $\frac{1}{4}$  NW $\frac{1}{4}$  20.09 ACRES

SALMON CREEK  
SW $\frac{1}{4}$  NW $\frac{1}{4}$  19.5 ACRES  
SE $\frac{1}{4}$  NW $\frac{1}{4}$  19.0 ACRES

SECTION 3  
TOWNSHIP 9 SOUTH, RANGE 39 EAST, W.M.

This certificate describes that portion of the water right confirmed by the prior certificate recorded at Page 4481, Volume 5, issued in the name of EDITH I. STEWART, State Record of Water Right Certificates, NOT canceled by the provisions of an order of the Water Resources Director entered on December 12, 1994.

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.

affixed December 12, 1994. WITNESS the signature of the Water Resources Director,

  
Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 68406 .  
RM4481.KS