

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CARNELL, CANDACE
1952 MAIN STREET
BAKER CITY, OREGON 97814

J. RILEY AND JOAN L. FREEMAN
HCR 87, BOX 815
BAKER CITY, OREGON 97814

confirms the right to use the waters of the DEER CREEK, a tributary of the POWDER RIVER, AND POWDER RIVER, a tributary of SNAKE RIVER, for IRRIGATION of 69.11 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 45.0 ACRES from DEER CREEK, and 1886 for 24.11 ACRES from POWDER RIVER.

The use is limited to 1.125 CUBIC FEET PER SECOND from DEER CREEK and 0.6 CUBIC FOOT PER SECOND from POWDER RIVER, or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

OLIVER TIBBS DITCH
HAWLEY TIBBS, SWAMP, SCOTT

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:

DEER CREEK
20.00 ACRES SE $\frac{1}{4}$ NE $\frac{1}{4}$
20.00 ACRES NE $\frac{1}{4}$ SE $\frac{1}{4}$
5.00 ACRES SE $\frac{1}{4}$ SE $\frac{1}{4}$
SECTION 6
TOWNSHIP 10 SOUTH, RANGE 38 EAST, W.M


POWDER RIVER
24.11 ACRES SW $\frac{1}{4}$ NW $\frac{1}{4}$
SECTION 12
TOWNSHIP 10 SOUTH, RANGE 37 EAST, W.M.

This certificate describes that portion of the water right confirmed by the prior certificate recorded at Page 26683, issued in the name of MARY E. COLE, 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.

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


Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 68410.