

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

GARY S. & SHIRLEY J. DeVOS  
ROUTE 1 BOX 144C  
BAKER CITY, OREGON 97814

confirms the right to use the waters of PINE AND SPRING CREEKS, tributaries of SALMON CREEK, tributary of POWDER RIVER for IRRIGATION of 39.09 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 1864.

The use is limited to 0.977 CUBIC FOOT PER SECOND or its equivalent in case of rotation, if available at the original point of diversion, measured at the point of diversion from the source.

The points of diversion are located as follows:

Original point of diversion -

SE $\frac{1}{4}$  SE $\frac{1}{4}$ , SECTION 30, T. 8S., R. 39E., W.M.; 350 FEET NORTH AND 1300 FEET WEST FROM THE SE CORNER OF SECTION 30;

Additional point of diversion -

SW $\frac{1}{4}$  SW $\frac{1}{4}$ , SECTION 30, T. 8S., R. 39E., W.M.; 360 FEET NORTH AND 270 FEET EAST FROM THE SW CORNER OF SECTION 30.

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:

NW $\frac{1}{4}$  NW $\frac{1}{4}$  39.09 ACRES

SECTION 33

TOWNSHIP 8 SOUTH, RANGE 39 EAST, W.M.

This certificate describes that portion of the water right confirmed by the prior certificate recorded at Page 63786, issued in the name of ANDRE DeVOS, 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 68415.

RM63786.KS