

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DEVON TALLEY
D. RACHAEL RESPINI
RT. 1, BOX 29 - C
BAKER CITY, OREGON 97814

confirms the right to use the waters of A SUMP POND, a tributary of WASHINGTON GULCH CREEK, for IRRIGATION.

This right has been perfected under Permit 44375. The date of priority is JUNE 14, 1979. The right is limited to not more than 0.04 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 15, T 9 S, R 39 E, W.M.; 1310 FEET SOUTH AND 20 FEET WEST FROM THE NE CORNER OF SECTION 15.

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) and 3.5 acre-feet 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:

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 3.0 ACRES
SECTION 15
TOWNSHIP 9 SOUTH, RANGE 39 EAST, W.M.

THIS CERTIFICATE IS ISSUED TO CORRECTLY DESCRIBE THE LOCATION OF THE POINT OF DIVERSION AND PLACE OF USE AND SUPERSEDES CERTIFICATE 66243.

Failure to comply with any of the provisions of this right may result in action including, but not limited to restrictions on the use, civil penalties, or cancellation of the right.

This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

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. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

WITNESS the signature of the Water Resources Director, affixed
MAY 3, , 1995.

/s/ MARTHA O. PAGEL

Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 68470.

58843.MG