

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MILES LEE, T.N. BRAXTON, J.M. POLLEY, W.J. POLLEY AND J.I. POLLEY  
BAKER CITY, OREGON 97814

confirms the right to use the waters of MILL CREEK AND GOODRICH CREEK,  
tributaries of the POWDER RIVER, for SUPPLEMENTAL IRRIGATION OF 3.4  
ACRES.

This right was perfected under Permit 1713. The date of priority is  
JULY 28, 1913. This right is limited to 0.04 CUBIC FOOT PER SECOND or  
its equivalent in case of rotation, measured at the points of  
diversion from the sources.

The points of diversion are located as follows:

MILL CREEK - SW $\frac{1}{4}$  NE $\frac{1}{4}$ , SECTION 1, T 9 S, R 38 E, WM;  
GOODRICH CREEK - NE $\frac{1}{4}$  SW $\frac{1}{4}$ , SECTION 36, T 8 S, R 38 E, WM.

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-EIGHTIETH of one cubic foot per second (or its  
equivalent) for each acre irrigated during the irrigation season of  
each year.

The use shall conform to such reasonable rotation system as may be  
ordered by the proper state officer.

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

SE $\frac{1}{4}$  NE $\frac{1}{4}$  3.4 ACRES  
SECTION 20  
TOWNSHIP 8 SOUTH, RANGE 39 EAST, W.M.

This certificate describes that portion of the water right confirmed  
by Certificate 29805, State Record of Water Right Certificates, NOT  
modified by the provisions of an order of the Water Resources Director  
entered JUN 8 1995, approving Transfer Application 5934 and  
NOT cancelled by provisions of orders of the Water Resources Director  
entered June 24, 1977 and September 13, 1977, and an order of the  
Hearings Referee entered June 10, 1993.

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. 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 JUN 8 1995.

MS/ MARTHA O. PAGEL  
Martha O. Pagel, Director

Recorded in State Record of Water Right Certificates numbered 68501.

T-5934.LHN