

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RICHARD AND INEZ CARTWRIGHT
P.O. BOX 230
DURKEE, OREGON 97905

confirms the right to use the waters of SISLEY CREEK, a tributary of BURNT RIVER, for IRRIGATION OF 17.0 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 8, at Page 134. The date of priority is 1865.

The amount of water to which such right is entitled, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 3.0 acre-feet per acre during any irrigation season (with the further limitations contained in Paragraph 64 of said decree).

The quantity of water diverted at the new point of diversion shall not exceed 0.5 cubic foot per second and that the quantity of water diverted at the new point of diversion, together with that diverted at the old point of diversion, shall not exceed the quantity of water available at the old (original) point of diversion under the subject right.

(NOTE: See Findings 47, Contest #50, where water is to be distributed as follows: 15.5 miner's inches under date of 1865 and 4.5 miner's inches after other claimants herein are supplied.)

The points of diversion are located as follows:

(ORIGINAL) 2 - NW 1/4 NW 1/4, SECTION 29, T 12 S, R 44 E, W.M.; 870 FEET SOUTH AND 30 FEET EAST FROM THE NW CORNER OF SECTION 29 (WEATHERBY DITCH).

(NEW) 1 - NE 1/4 SW 1/4, SECTION 20, T 12 S, R 44 E, W.M.; 2316 FEET NORTH AND 1815 FEET EAST FROM THE SW CORNER OF SECTION 20 (ROACH DITCH).

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

NE 1/4 NE 1/4 17.0 ACRES
SECTION 30
TOWNSHIP 12 SOUTH, RANGE 44 EAST, W.M.

This certificate is issued to confirm a change for an additional POINT OF DIVERSION approved by an order of the Water Resources Director entered JUNE 21, 1989 and supersedes Certificate 9965, State Record of Water Right Certificates.

THE APPROPRIATION ALLOWED HEREIN SHALL BE SUBJECT TO THE PROPER MAINTENANCE OF HEADGATES AND MEASURING DEVICES.


The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.620 pertaining to forfeiture or abandonment.

SEE NEXT PAGE

T-6011.DSM

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
JUNE 10, 1995.



Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 68507.

T-6011.DSM