

## STATE OF OREGON

## COUNTY OF BAKER

## CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

Edward W. Coles  
Haines, OR, 97833

confirms the right to use the waters of Rock Creek, Sand Creek, and Powder River, a tributaries of Snake River for irrigation of 549.8 acres.

This right was confirmed by decree of the Circuit Court of the State of Oregon and BAKER County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 6, at Page 291, Powder River Decree. The dates of priority are July, 1880 for 100.00 acres and 1890 for 153.4 acres in Tract 1; 1900 for 86 acres in Tract 2; 1880 for 127 acres in Tract 3; April 28, 1881 for 13.0 acres in Tract 4 and 1906 for 52 acres in Tract 5.

The amount of water entitled and hereby confirmed for the purposes aforesaid is limited to an amount actually beneficially used and shall not exceed **ONE FORTIETH** of one cubic foot per second per acre or its equivalent in case of rotation.

The point of diversion is described and located as follows:

NW $\frac{1}{4}$ NE $\frac{1}{4}$ , Section 31, T. 7 S., R. 39E., W.M.

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

Tract	Section	$\frac{1}{4}$ $\frac{1}{4}$	Acres	Source
TRACT 1	29	SWNE	40.0	Sand Creek
TRACT 2	28	NWNE	13.0	Sand Creek
TRACT 2	28	SWNE	34.0	Sand Creek
TRACT 2	28	SENE	25.0	Sand Creek
TRACT 2	28	NESW	14.0	Sand Creek
TRACT 3	28	NWNE	21.0	Sand Creek
TRACT 3	28	SWNE	6.0	Sand Creek
TRACT 3	28	NENW	40.0	Sand Creek
TRACT 3	28	SENE	40.0	Sand Creek
TRACT 3	28	NESW	20.0	Sand Creek
TRACT 4	28	NESW	6.0	Sand Creek
TRACT 4	28	SWSW	6.0	Sand Creek
TRACT 4	28	SESW	1.0	Sand Creek
Township 7 South, Range 39 East, W.M.				
TRACT 1	20	SWSW	38.2	Rock Creek
TRACT 1	20	SESW	39.1	Rock Creek
TRACT 1	20	SWSE	38.2	Rock Creek
TRACT 1	20	SESE	4.2	Rock Creek
TRACT 1	28	NWNW	1.8	Rock Creek
TRACT 1	28	SWNW	3.0	Rock Creek
TRACT 1	29	NENE	25.0	Rock Creek
TRACT 1	29	NWNE	40.0	Rock Creek
TRACT 1	29	SENE	23.9	Rock Creek
Township 7 South, Range 39 East, W.M.				
TRACT 5	27	NWNW	4.0	Powder R.
TRACT 5	27	SWNW	31.0	Powder R.
TRACT 5	28	NWNE	4.0	Powder R.
TRACT 5	28	SENE	13.0	Powder R.
Township 7 South, Range 39 East, W.M.				

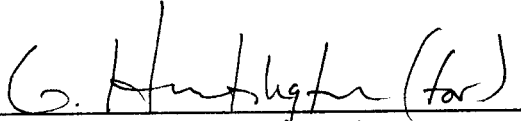
This certificate describes that portion of the water right confirmed by Certificate 43541, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on MAR 25 1996, 1996 and recorded in Special Order Volume 50, page 194, approving a petition by James P. Ingram under ORS 541.329.

The issuance of this superseding certificate does not confirm the status of the water right in reference to ORS 540.610 pertaining to forfeiture or abandonment.

The right to the use of the water for the above purposes 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

March 25, 1996.

  
Martha O. Pagel, Director

Recorded in State Record of Water Right Certificates numbered 72177.

43541.vc