

STATE OF OREGON
COUNTY OF BAKER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

IDAHO POWER COMPANY
P.O. BOX 70
BOISE, ID 83707

confirms the right to use the waters of EAGLE CREEK, a tributary of POWDER RIVER for IRRIGATION of 27.70 acres of land.

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 1878.

The use is limited to 0.69 CUBIC FOOT PER SECOND or its equivalent in case of rotation.

The point of diversion is located as follows:

KAY YOUNG DITCH - SE $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 10, 1700 FEET SOUTH AND 2450 FEET EAST FROM NW CORNER SECTION 10, T 9S, R 45E, W.M.

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 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:

SE 1/4 NW 1/4 19.6 acres
SW 1/4 NE 1/4 8.1 acres
Section 25
TOWNSHIP 9 SOUTH, RANGE 45 EAST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 4592, issued in the name of E.S. Augustus, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Director entered on APR 15 1996, 1996, and recorded in Special Order Volume 50, Page 200, approving a petition by Dan L. Forsea and Sons, Inc. under ORS 541.329. This certificate supersedes certificate 4592.

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
APR 15 1996



Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 72198.
4592.VC