

STATE OF OREGON  
COUNTY OF BAKER  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DALY CREEK PASTORAL., CO  
P.O. BOX 29  
GLENBROOK, NV 89413

confirms the right to use the waters of EAGLE CREEK AND DALY CREEK, a tributary of POWDER RIVER for IRRIGATION of 264.0 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 JULY 12, 1901.

The use is limited to 6.60 CUBIC FEET PER SECOND or its equivalent in case of rotation.

The point of diversion is located as follows:

HOWELL DITCH

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:

SE1/4 NE1/4 17.0 ACRES  
SECTION 35

NE1/4 NE1/4 17.0 ACRES  
NW1/4 NE1/4 15.0 ACRES  
SW1/4 NE1/4 21.5 ACRES  
SE1/4 NE1/4 30.0 ACRES  
NE1/4 NW1/4 16.5 ACRES  
NW1/4 NW1/4 10.0 ACRES  
SW1/4 NW1/4 36.5 ACRES  
SE1/4 NW1/4 25.5 ACRES  
NW1/4 SW1/4 4.5 ACRES  
Section 36  
TOWNSHIP 9 SOUTH, RANGE 45 EAST, W.M.

NW1/4 SE1/4 6.3 ACRES  
SW1/4 SE1/4 8.2 ACRES  
SECTION 30

NW1/4 NE1/4 9.0 ACRES  
NE1/4 NW1/4 19.0 ACRES  
NW1/4 NW1/4 28.0 ACRES  
SECTION 31  
TOWNSHIP 9 SOUTH, RANGE 46 EAST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 4674, issued in the name of Howell Ditch Company, 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 300, approving a petition by Dan L. Forsea & Sons, Inc. under ORS 541.329. This certificate

supersedes certificate 4674.

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, 1996.



Martha O. Page, Director

Recorded in State Record of Water Right Certificates numbered 72199.

4674.VC