

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DENNIS SPENCE
RURAL ROUTE
HAINES, OREGON 97833

confirms the right to use the waters of ROCK CREEK, a tributary of POWDER RIVER, for IRRIGATION OF 38.0 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 6 , at Page 291 . The date of priority is 1879.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.95 CUBIC FOOT PER SECOND or its equivalent in case of rotation.

The point of diversion is located as follows:

FISHER DITCH: 2150 feet South and 730 feet West from NE corner, Section 34, Township 7 South, Range 38 East, 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 ONE-FORTIETH of one cubic foot per second for per acre, or its equivalent 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:

SW $\frac{1}{4}$ SE $\frac{1}{4}$ 36.9 ACRES
SECTION 26

SE $\frac{1}{4}$ NE $\frac{1}{4}$ 1.1 ACRES
SECTION 34

TOWNSHIP 7 SOUTH, RANGE 38 EAST, W.M.

This certificate describes that portion of the water right confirmed by certificate 63770, issued in the name of J.K. Fisher, State Record of Water Right Certificates, modified by the provisions of an order of the Water Resources Director entered JUL 30 1996, approving a petition by Dennis Spence under ORS 541.329.

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 JUL 30 1996


Martha O. Pagel, Director

Recorded in State Record of Water Right Certificates numbered 72350.

72350.vc