

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

Dan L. Forsea & Sons, Inc.
ROUTE 1, BOX 90
RICHLAND, OR 97870

confirms the right to use the waters of EAGLE CREEK, tributary of POWDER RIVER for IRRIGATION of 107.3 acres.

That said right has been confirmed by decree of the Circuit Court of the State of Oregon for Baker County, and the said decree entered of record at Salem, the Order record of the WATER RESOURCES DIRECTOR, in Volume 6, Page 291; that the priority of the right thereby confirmed dates of 1878 for 52.3 acres, July 12, 1901 for 40.8 acres, 1885 for 7.2 acres, 1885 for 4.3 acres and 1872 for 2.7 acres.

That amount of water which such is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 2.68 cubic feet per second, or its equivalent in case of rotation.

The points of diversion are located:

Gover Ditch - being within the NE1/4 NE1/4, Section 22, Township 9 South, Range 45 East, W.M.; 1640 feet North and 290 feet West from East 1/4 corner of Section 22, Township 9 South, Range 45 East, W.M.

Little Eagle Ditch - being within the SE1/4 SE1/4, Section 15, Township 9 South, Range 45 East, W.M.; 250 feet North and 1020 feet West from the SE corner of Section 15, Township 9 South, Range 45 East, W.M.

Kay Young Ditch - being within the SE1/4 NW1/4, Section 10, Township 9 South, Range 45 East, W.M.; 1700 feet south and 2450 feet East from the NW corner of Section 10, Township 9 South, Range 45 East, W.M.

Nash Ditch - being within the SW1/4 SE1/4, Section 10, Township 9 South, Range 45 East, W.M.; 590 feet North and 2720 feet East from the SW corner of Section 10, Township 9 South, Range 45 East, W.M.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-FORTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated during the irrigation season of each year.

A description of the place of use under the right, and to which such right is appurtenant, is as follows:

Priority	Ditch	Acres	¼ ¼	Section	Township	Range
1872	Little Eagle	2.70	NE¼ NE¼	22	9 South	45 East
1878	Little Eagle	19.10	NE¼ NE¼	22	9 South	45 East
1878	Little Eagle	0.20	SW¼ NW¼	23	9 South	45 East

Priority	Ditch	Acres	¼ ¼	Section	Township	Range
1878	Gover	12.20	SW¼ NW¼	23	9 South	45 East
1878	Kay Young	20.80	NW¼ NW¼	23	9 South	45 East
July 12, 1901	Kay Young	13.70	NW¼ NW¼	23	9 South	45 East
July 12, 1901	Kay Young	23.90	SW¼ NW¼	23	9 South	45 East
July 12, 1901	Kay Young	3.20	SE¼ NW¼	23	9 South	45 East
1885	Nash	0.30	NE¼ NE¼	23	9 South	45 East
1885	Nash	0.70	SE¼ NE¼	22	9 South	45 East
1885	Little Eagle	0.30	NE¼ NE¼	22	9 South	45 East
1885	Kay Young	3.00	SE¼ NE¼	22	9 South	45 East
1885	Kay Young	7.20	NE¼ NE¼	22	9 South	45 East


This certificate is issued to correctly describe the PLACE OF USE and supersedes certificate 72200.

This certificate confirms 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 & Sons, Inc. Under ORS 541.329 for mapping water rights within a district. This certificate supersedes a portions of certificates 4592, 4674, 4768, 52953, 52954.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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 August 29, 1996.


 Martha O. Pagel, Director

Recorded in State Record of Water Right Certificates numbered 72442.

ForseaC.vc