

STATE OF OREGON
COUNTY OF BAKER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

Kerns Bros Inc.
Rural Route 1
Haines, OR 97833

confirms the right to use the waters of a well, a tributary of Powder River Basin for supplemental irrigation of 469.30 acres.

This right was perfected under Permit G-7630. The date of priority is June 9, 1977. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 5.87 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NW¼ SE¼, Section 21, T 8 S, R 39 E, WM; 1840 feet North and 1370 feet West from SE corner, Section 21.

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-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

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

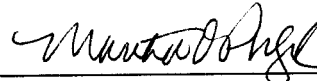
A description of the place of use to which this right is appurtenant is as follows:

¼ ¼	ACRES	LOT	SEC	TOWNSHIP	RANGE	USE
SWNW	39.10	4700	21	8 South	39 East	IS
NENW	40.00	4700	21	8 South	39 East	IS
NENE	40.00	4700	21	8 South	39 East	IS
SWNE	40.00	4700	21	8 South	39 East	IS
SENE	40.00	4700	21	8 South	39 East	IS
SENE	40.00	4700	21	8 South	39 East	IS
NWSW	39.10	4700	21	8 South	39 East	IS
NWSE	32.70	4700	21	8 South	39 East	IS
NESE	40.00	4700	21	8 South	39 East	IS
NWNW	39.10	4700	21	8 South	39 East	IS
NWNE	40.00	4700	21	8 South	39 East	IS
NESW	39.30	4700	21	8 South	39 East	IS
TOTAL AC	469.30					

This certificate confirms an order of the Director entered on OCT 28 1996, and recorded in Special Order Volume 50, page 735, approving a petition by Kerns Brothers, Inc. under ORS 541.329. This certificate supersedes certificate 49493, issued in the name of Norbert Sieg and Desmond Sieg.

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 permit.

WITNESS the signature of the Water Resources Director, affixed OCT 28 1996, 1996.



Martha O. Pagel, Director

Recorded in State Record of Water Right Certificates numbered 72615.

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