

STATE OF OREGON  
COUNTY OF BAKER  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

BAKER VALLEY IRRIGATION DISTRICT  
PO BOX 127  
BAKER, OREGON 97814

confirms the right to use the waters of POWDER RIVER, a tributary of SNAKE RIVER for IRRIGATION of 1,855.05 acres of land and STORAGE OF 350 ACRE-FEET OF WATER IN BAKER RESERVOIR.

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 14, at Page 390. The date of priority is MARCH 1905.

The use is limited to 47.2 CUBIC FEET PER SECOND or its equivalent in case of rotation.

The points of diversion are located as follows:

SMITH DITCH - 945 FEET SOUTH AND 1865 FEET WEST FROM THE NE CORNER OF SECTION 19; NW 1/4 NE 1/4, SECTION 19, T 10 S, R 40 E, W.M.

MCKITTRICK PUMP - 10 FEET SOUTH AND 1570 FEET EAST FROM THE NW CORNER OF SECTION 17; NE 1/4 NW 1/4, SECTION 17, T 10 S, R 40 E, 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:

SMITH DITCH		
NE 1/4 SE 1/4	40.0	acres
SE 1/4 SE 1/4	22.0	acres
Section 36		
TOWNSHIP 8 SOUTH,	RANGE 40 EAST,	W.M.
SW 1/4 NW 1/4	15.0	acres
NE 1/4 SW 1/4	17.7	acres
NW 1/4 SW 1/4	40.0	acres
SW 1/4 SW 1/4	29.3	acres
SE 1/4 SW 1/4	4.1	acres
Section 31		
TOWNSHIP 8 SOUTH,	RANGE 41 EAST,	W.M.
NW 1/4 NE 1/4	40.0	acres
NE 1/4 NW 1/4	20.0	acres
NW 1/4 SW 1/4	34.7	acres
SW 1/4 SW 1/4	18.0	acres
Section 1		
NW 1/4 NE 1/4	40.0	acres
Section 2		
SW 1/4 NE 1/4	32.0	acres
SE 1/4 NE 1/4	40.0	acres
NE 1/4 SE 1/4	40.0	acres
NW 1/4 SE 1/4	40.0	acres
SW 1/4 SE 1/4	38.2	acres
SE 1/4 SE 1/4	40.0	acres
Section 10		

**SUPERSEDED BY**  
**CERT. NO. 91188**

Cancelled due to  
T-7791; Sp. Or.  
Vol. 28 P. 205

Superseded by  
Cert. No. 8460

SW 1/4 NE 1/4	40.0 acres
SE 1/4 NE 1/4	40.0 acres
NE 1/4 NW 1/4	40.0 acres
SW 1/4 NW 1/4	40.0 acres
SE 1/4 NW 1/4	40.0 acres
NE 1/4 SW 1/4	40.0 acres
NW 1/4 SW 1/4	40.0 acres
SW 1/4 SW 1/4	40.0 acres
SE 1/4 SW 1/4	40.0 acres
NE 1/4 SE 1/4	35.0 acres
NW 1/4 SE 1/4	34.2 acres

Section 11

NW 1/4 NW 1/4	22.0 acres
SW 1/4 NW 1/4	40.0 acres
SE 1/4 NW 1/4	24.0 acres
NE 1/4 SW 1/4	35.0 acres
NW 1/4 SW 1/4	38.0 acres
SW 1/4 SW 1/4	9.5 acres
NE 1/4 SE 1/4	8.0 acres
NW 1/4 SE 1/4	30.0 acres

Section 12

NW 1/4 NE 1/4	18.5 acres
SW 1/4 NE 1/4	15.0 acres
NE 1/4 NW 1/4	40.0 acres
NW 1/4 NW 1/4	40.0 acres
SW 1/4 NW 1/4	40.0 acres
SE 1/4 NW 1/4	35.5 acres
NE 1/4 SW 1/4	3.5 acres
NW 1/4 SW 1/4	23.0 acres
SW 1/4 SW 1/4	40.0 acres
SE 1/4 SW 1/4	6.5 acres

Section 14

NE 1/4 NE 1/4	40.0 acres
NW 1/4 NE 1/4	6.8 acres
SW 1/4 NE 1/4	5.5 acres
SE 1/4 NE 1/4	9.2 acres
SE 1/4 NW 1/4	17.0 acres
NE 1/4 SW 1/4	38.3 acres
SW 1/4 SW 1/4	7.6 acres
SE 1/4 SW 1/4	40.0 acres
NE 1/4 SE 1/4	22.5 acres
NW 1/4 SE 1/4	31.0 acres
SW 1/4 SE 1/4	40.0 acres
SE 1/4 SE 1/4	40.0 acres

Section 15

NE 1/4 NE 1/4	21.2 acres
NW 1/4 NE 1/4	23.2 acres
NE 1/4 NW 1/4	10.35 acres

Section 22

NW 1/4 NW 1/4	20.5 acres
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Section 23

TOWNSHIP 9 SOUTH, RANGE 40 EAST, W.M.

MCKITTRICK PUMP

SE 1/4 SW 1/4	10.5 acres
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Section 8

NE 1/4 NW 1/4	22.7 acres
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Section 17

TOWNSHIP 10 SOUTH, RANGE 40 EAST, W.M.

This certificate confirms an order of the director entered on November 25, 1986 approving Transfer 5718, and describes that portion of the water right confirmed by Certificate 51425 State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on FEB 25 1997 and recorded

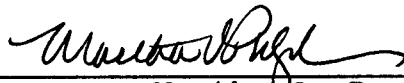
in Special Order Volume 51, page 148 approving a petition by the Baker Valley Irrigation District under ORS 541.329.

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

FEB 25 1997 .



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Martha O. Pagel