

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

United States of America
3895 10th Street
Baker City, Oregon 97814

confirms the right to use the waters of Powder River and 64,400 Acre-feet from Phillips Lake Reservoir constructed under Permit R-5083, a tributary of Snake River for irrigation of 223.3 acres of land and supplemental irrigation of 833.5 acres.

This right was perfected under Permit 32932. The date of priority is June 19, 1958. This right is limited to 7.84 cubic feet per second or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located:

- POINT 6 (SMITH): NW 1/4 NE 1/4, SECTION 19, T 10 S, R 40 E, W.M.; 945 FEET SOUTH & 1865 FEET WEST FROM NE CORNER, SECTION 19
- POINT 7 (SHAW-STEWART): NW 1/4 NE 1/4, SECTION 19, T 10 S, R 40 E, W.M.; 570 FEET SOUTH & 1900 FEET WEST FROM NE CORNER, SECTION 19
- POINT 11 (SETTLERS SLOUGH): NW 1/4 SW 1/4, SECTION 21, T 9 S, R 40 E, W.M.; 2160 FEET NORTH & 30 FEET EAST FROM SW CORNER, SEC. 21
- POINT 13 (BALDOCK-NEW HOME): SW 1/4 NW 1/4, SECTION 16, T 9 S, R 40 E, W.M.; 1700 FEET SOUTH & 400 FEET EAST FROM NW CORNER, SEC. 16
- POINT 15 (SATTEBURG WEST 1): NE 1/4 SE 1/4, SECTION 8, T 9 S, R 40 E, W.M.; 1560 FEET NORTH & 290 FEET WEST FROM SE CORNER, SECTION 8
- POINT 17 (CORRAL): SW 1/4 NW 1/4, SECTION 9, T 9 S, R 40 E, W.M.; 50 FEET NORTH & 2720 FEET EAST FROM CENTER, SECTION 8
- POINT 18 (ESTES WEST): NE 1/4 NE 1/4, SECTION 8, T 9 S, R 40 E, W.M.; 110 FEET SOUTH & 600 FEET WEST FROM NE CORNER, SECTION 8
- POINT 20 (MCENROE EAST): NE 1/4 SE 1/4, SECTION 5, T 9 S, R 40 E, W.M.; 2250 FEET NORTH & 320 FEET WEST FROM SE CORNER, SECTION 5
- POINT 22 (COMPANY EAST): SE 1/4 NE 1/4, SECTION 5, T 9 S, R 40 E, W.M.; 1600 FEET SOUTH & 280 FEET WEST FROM NE CORNER, SECTION 5
- POINT 26 (POWERS EAST 2): NW 1/4 SW 1/4, SECTION 33, T 8 S, R 40 E, W.M.; 2640 FEET NORTH & 850 FEET EAST FROM SW CORNER, SECTION 33
- POINT 31 (PERKINS EAST 2): NE 1/4 SE 1/4, SECTION 20, T 8 S, R 40 E, W.M.; 2660 FEET SOUTH & 140 FEET WEST FROM NE CORNER, SECTION 20

SOV 104, P120 T-8697 V70 P272

T8906 V57 P1194

T-8600 T 8446 V57 P1085

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T8995 ΔPOD V58 P391

T8446 V72 P138
SOV 104 P96 73599 73599

- POINT 49 (ISON WEST 1): SE 1/4 NW 1/4, SECTION 8, T 8 S, R 40 E, W.M.;
2660 FEET NORTH & 1390 FEET EAST FROM SW CORNER, SEC. 8
- POINT 50 (ISON EAST 1): SE 1/4 NW 1/4, SECTION 8, T 8 S, R 40 E, W.M.;
2670 FEET NORTH & 1430 FEET EAST FROM SW CORNER, SEC. 8
- POINT 56 (LILLEY PUMPS): NE 1/4 NE 1/4, SECTION 11, T 8 S, R 39 E, W.M.;
270 FEET SOUTH & 340 FEET WEST FROM NE CORNER, SECTION 11

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 per acre, or its equivalent from direct flow, and 3.5 acre-feet per acre for each acre irrigated during the irrigation season of each year from both direct flow and stored water, provided further that the right allowed herein shall be limited to the use of stored water only on the lands described as Supplemental Irrigation from storage.

The use shall conform to such reasonable rotation system 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:

PRIMARY IRRIGATION from Powder River and storage

ACRES	¼	¼	SEC	T(S)	R(E)	POD
35.20	NE	SW	3	8	40	POINT 56
38.60	SE	SW	3	8	40	POINT 56
0.80	SE	NE	4	8	40	POINT 56
31.20	SE	NE	4	8	40	POINT 56
34.10	SW	NE	4	8	40	POINT 56
7.30	NE	SE	4	8	40	POINT 56
7.30	NW	SE	4	8	40	POINT 56
25.70	SW	NW	21	8	40	POINT 31
1.30	SE	SW	33	8	40	POINT 22
5.70	SW	NE	4	9	40	POINT 20
8.00	SE	NW	4	9	40	POINT 20
3.00	SE	SW	10	9	40	POINT 13
8.00	NE	NE	21	9	40	POINT 6
11.00	NE	NE	21	9	40	POINT 6
3.70	SW	NE	17	10	40	POINT 6
1.00	SE	SE	18	10	40	POINT 6
221.90	Total acres Irrigation from Powder River and storage					

SUPPLEMENTAL IRRIGATION from storage

ACRES	¼	¼	SEC	T(S)	R(E)	POD
8.00	SE	NE	4	8	40	POINT 56
0.20	SE	NE	7	8	40	POINT 50
39.30	SE	NE	7	8	40	POINT 49
0.10	SE	NW	8	8	40	POINT 49
43.90	SE	NW	8	8	40	POINT 50
2.80	SW	NW	21	8	40	POINT 31
8.40	SW	NW	21	8	40	POINT 31

ACRES	¼	¼	SEC	T(S)	R(E)	POD
39.00	NW	NW	23	8	40	POINT 26
15.20	SW	NW	23	8	40	POINT 26
12.70	SW	SE	28	8	40	POINT 26
3.20	NE	SW	28	8	40	POINT 26
15.30	SE	SW	28	8	40	POINT 26
23.20	SE	SW	28	8	40	POINT 26
22.90	NE	NE	33	8	40	POINT 26
31.60	SE	SW	33	8	40	POINT 22
3.00	NE	NE	34	8	40	POINT 26
8.10	SE	NE	2	9	40	POINT 6
18.70	SE	NE	2	9	40	POINT 6
0.80	SW	NE	2	9	40	POINT 6
14.70	SW	NE	2	9	40	POINT 6
18.90	SW	NE	2	9	40	POINT 6
1.00	SE	NW	2	9	40	POINT 17
13.30	SE	NW	2	9	40	POINT 17
5.00	SE	SE	2	9	40	POINT 6
2.30	SE	SW	2	9	40	POINT 17
7.20	SE	SW	2	9	40	POINT 17
28.20	SE	SW	2	9	40	POINT 6
8.00	SW	NE	4	9	40	POINT 20
32.00	SE	NW	4	9	40	POINT 20
33.20	SW	SW	5	9	40	POINT 18
41.20	SW	SW	6	9	40	POINT 11
6.80	NE	SE	7	9	40	POINT 11
2.90	SE	SE	7	9	40	POINT 11
23.50	SE	SE	7	9	40	POINT 11
20.60	SW	NW	8	9	40	POINT 15
10.80	NE	SE	9	9	40	POINT 17
15.00	NE	SE	9	9	40	POINT 17
3.50	SE	SE	9	9	40	POINT 17
6.50	SE	SE	9	9	40	POINT 13
26.70	NE	NW	10	9	40	POINT 17
28.40	SE	NW	10	9	40	POINT 17
3.20	SE	SW	10	9	40	POINT 13
31.60	NE	NE	11	9	40	POINT 6
30.90	NW	NE	11	9	40	POINT 6
23.00	SE	SE	11	9	40	POINT 6
24.00	SW	SE	11	9	40	POINT 6
1.00	NE	NE	21	9	40	POINT 6
5.60	SE	SW	21	9	40	POINT 6
2.90	NE	SW	17	10	40	POINT 6
7.20	SW	NE	17	10	40	POINT 6
16.80	SE	SE	18	10	40	POINT 7
792.30	Total acres of Supplemental Irrigation from storage					

TRANSFER NUMBER 5282

ACRES	¼	¼	SEC	T(S)	R(E)	USE	POD
9.40	NE	SW	17	10	40	IS	POINT 6

ACRES	¼	¼	SEC	T(S)	R(E)	USE	POD
22.00	NW	SW	17	10	40	IS	POINT 6
0.10	SE	SE	18	10	40	IS	POINT 7
0.40	SE	SE	18	10	40	IR	POINT 7
7.70	SE	SE	18	10	40	IS	POINT 7
39.60	Total acres						

TRANSFER NUMBER 5718

ACRES	¼	¼	SEC	T(S)	R(E)	USE	POD
1.00	SE	SE	11	9	40	IR	POINT 6

TRANSFER NUMBER 5920

ACRES	¼	¼	SEC	T(S)	R(E)	USE	POD
2.00	SW	SE	28	8	40	IS	POINT 26

This certificate describes that portion of the water right confirmed by certificate 52008, State Record of Water Right Certificates, modified by the provisions of an order of the Water Resources Director entered on FEB 25 1997 approving a petition by the Baker Valley Irrigation District under ORS 541.329.

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

Witness the signature of the Water Resources Director, affixed FEB 25 1997.



Martha O. Pagel
 Martha O. Pagel
 Oregon Water Resources Director

Recorded in State Record of Water Right Certificates numbered 73599.
 52008con.v