

STATE OF OREGON
COUNTY OF BAKER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

OPEN STIRRUP RANCH INC.
RICHLAND, OR. 97870

Confirms the right to use the waters of Little Eagle Creek, Conundrum Spring & Summit Creek, tributaries of POWDER RIVER for IRRIGATION of 35.0 acres of land.

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 1894 for 35.0 acres.

The use is limited to 0.88 CUBIC FEET PER SECOND or its equivalent in case of rotation.

The points of diversion are:

Brooks Ditch (AKA Spring Creek Ditch)

Little Eagle Creek: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 13, Township 7 South, Range 44 East, W.M.

Conundrum Spring: NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 13, Township 7 South, Range 44 East, W.M.

Summit Creek: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 34, Township 8 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, 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:

NE $\frac{1}{4}$ SW $\frac{1}{4}$ 5.0 acres
SW $\frac{1}{4}$ SW $\frac{1}{4}$ 30.0 acres
Section 12
Township 9 South, Range 45 East, W.M.

This certificate confirms that portion of the water right confirmed by Certificate 4679, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on APR 15 1997, approving a petition by John Wright 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 use shall conform to such reasonable rotation system as may be ordered by the 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 APR 15 1997.



Martha O. Pagel, Director

Recorded in State Record of Water Right Certificates numbered 73625.

4679_{rm.LP}