

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

PHILLIPS-INGLE DITCH IMPROVEMENT DISTRICT

C/O Mike Miller, President

Powder River Ranches

HCR 88, Box 123

Baker City, OR 97814

confirms the right to use the waters of EAGLE LAKE RESERVOIR AND LOOKING GLASS RESERVOIR, constructed under PERMITS R-440 AND R-441 for SUPPLEMENTAL IRRIGATION of 1875.1 acres of land.

This right was perfected under Permit number 3939. The date of priority is SEPTEMBER 18, 1917 FOR LOOKING GLASS RESERVOIR AND NOVEMBER 16, 1917 FOR EAGLE LAKE RESERVOIR. This right is limited to an amount that can be beneficially used and shall not exceed 1371.0 ACRE FEET, or its equivalent in case of rotation, measured at the point of diversion from the reservoirs.

The points of diversion from the reservoirs are located as follows:

EAGLE LAKE RESERVOIR: SW¼ SW¼, SECTION 16, Township 5 South, Range 44 East, W.M.; being N. 623 feet and E. 583 feet from SW corner said Section 16.

LOOKING GLASS RESERVOIR: SW¼ SW¼, SECTION 32, Township 5 South, Range 44 East, W.M.; being S. 4542 feet and E. 128 feet from SW corner said Section 32.

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 3½ acre feet per acre for each acre irrigated, and 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:

Township (South)	Range (East)	Section	Quarter Quarter	Tax Lot	ACRES
8	42	13	NESW	500	23.7
8	42	13	NWSW	500	37.0
8	42	13	SWSW	500	30.4
8	42	13	SESW	500	0.6
8	42	14	SWSE	2900	20.4
8	42	14	SESE	2900	35.3
8	42	23	NENE	2900	25.1
8	42	23	NWNE	2900	27.7
8	42	23	SWNE	4800	19.3
8	42	23	SENE	2900	38.8
8	42	23	NESE	2900	20.8
8	42	23	NWSE	4800	32.4
8	42	23	SWSE	4800	3.2
8	42	23	SWSE	4900	4.2
8	42	23	SESE	4900	11.5
8	42	24	NWNW	2900	5.2
8	42	24	SWNW	2900	15.2
8	42	24	NESW	4800	34.9
8	42	24	NWSW	4800	4.9
8	42	24	SWSW	4800	28.2

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Township (South)	Range (East)	Section	Quarter Quarter	Tax Lot	ACRES
8	42	24	SESW	4800	40.0
8	42	25	NENW	4800	38.5
8	42	25	NWNW	4800	37.3
8	42	25	SWNW	4800	36.9
8	42	25	SESW	4800	16.1
8	42	26	NENE	4900	39.0
8	42	26	NWNE	4900	24.8
8	42	26	SENE	4900	14.4
8	43	19	NENE	1800	28.7
8	43	19	SENE	1800	30.6
8	43	19	(Lot 4) SWSW	1701	46.5
8	43	19	SESW	1701	40.0
8	43	19	NESE	1800	30.1
8	43	19	SWSE	1701	35.5
8	43	19	SESE	1800	39.8
8	43	20	NENW	1800	15.4
8	43	20	NWNW	1800	23.5
8	43	20	SWNW	1800	31.3
8	43	20	SESW	1800	33.0
8	43	20	NESW	1800	32.6
8	43	20	NWSW	1800	23.6
8	43	20	SWSW	1800	27.3
8	43	20	SESW	1800	29.7
8	43	29	NWNE	100	14.7
8	43	29	SWNE	100	16.8
8	43	29	NENW	1800	33.1
8	43	29	SWNW	2500	10.0
8	43	29	SESW	1800	19.6
8	43	29	NESW	1700	9.0
8	43	29	NWSW	2500	19.4
8	43	29	SWSW	1700	40.0
8	43	29	SESW	1700	34.0
8	43	29	NWSE	1700	9.2
8	43	29	SWSE	1700	25.0
8	43	30	NWNE	1701	28.0
8	43	30	SWNE	1701	11.2
8	43	30	SENE	1700	7.7
8	43	30	NENW	1701	23.1
8	43	30	(Lot 1) NWNW	1701	43.4
8	43	30	(Lot 2) SWNW	2600	44.0
8	43	30	SESW	1701	10.2
8	43	30	(Lot 3) NWSW	2600	30.7
8	43	30	(Lot 4) SWSW	2600	10.6
8	43	30	NESE	1700	17.5
8	43	30	NWSE	1700	0.4
8	43	30	SESE	1700	6.2
8	43	31	NENE	1700	26.6
8	43	32	NENE	1700	4.7
8	43	32	NWNE	1700	33.7
8	43	32	SWNE	1700	29.8
8	43	32	SENE	1700	37.9
8	43	32	NENW	1700	27.2
8	43	32	NWNW	1700	13.2
8	43	33	SWNW	1700	20.8
8	43	33	NESW	1700	4.7
8	43	33	NWSW	1700	32.6
8	43	33	SWSW	1700	12.8
8	43	33	SESW	1700	33.9
				Total =	1875.1

Location is in reference to the Willamette Meridian.

This right shall be exercised by means of exchange for the waters of West Eagle Creek in accordance with an order of Charles E. Stricklin, dated December 21, 1943, in the matter of the application of Orin Hutton, et al, for a change of use of water. The waters of West Eagle Creek may be diverted through what was formerly known as the Hogum Ditch, now known as the Phillips-Ingle Ditch. The point of diversion for the Phillips-Ingle Ditch on West Eagle Creek is located:

SE¼ SE¼, Section 8, Township 6 South, Range 43 East, W.M., Baker County.

If at any time during the irrigation season, demand is made of the waters of Eagle Creek below the confluence of West Eagle Creek with Eagle Creek, for a water right senior in time against the water rights for West Eagle Creek held by the owners of this water right, the watermaster shall cause to be released an amount into Eagle Creek from said lakes, an amount not to exceed that being diverted from West Eagle Creek by the owners of this water right, so that the quantity of water available would be the same as if no diversion was made by the owners of this water right of the natural flow water of West Eagle Creek. If at the time of demand on the waters of Eagle Creek, no impounded water is available in said lakes, the watermaster shall turn down the waters of West Eagle Creek an amount necessary to satisfy Eagle Creek water rights below said confluence.

The right to the use of the water for the purposes aforesaid is restricted to beneficial use on the lands and place of use herein described, under and pursuant to the conditions above set forth for the exchange of natural flow water diverted from West Eagle Creek, for stored water released from said Eagle and Looking Glass lakes.

This certificate confirms an order of the Water Resources Director entered on JUN 19 1997, and recorded in Special Order Volume 51, Page 840, approving a petition by the Phillips-Ingle Ditch Improvement District under ORS 541.329. This certificate supersedes certificate 27920.

Witness the signature of the Water Resources Director, affixed 6/19/97.


Martha O. Pagel, Director