

STATE OF OREGON
COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

HUBBS, DONALD H. & FLORA
KEATING STAR ROUTE
BAKER CITY, OREGON 97814

confirms the right to use the waters of BALM CREEK, and DRY CREEK for TRACT 1, and BALM CREEK for TRACT 2, tributaries of POWDER RIVER for IRRIGATION of 148.5 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 dates of priority are 1897 for 58.0 acres in TRACT 1, and 1891 for 90.5 acres in TRACT 2.

The use is limited to 3.71 CUBIC FEET PER SECOND, being 1.45 cfs for tract 1, and 2.26 cfs for tract 2, or the equivalent in case of rotation.

The points of diversion are as follows:

BALM CREEK: Hulick Ditch - SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 7, T. 8 S., R. 43 E., W.M.; being 2888 feet N. and 1557 feet E. of SW corner of said Section 7.

Cranston #6 Ditch - SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 24, T. 8 S., R. 42 E., W.M.; being 695 feet N. and 4282 feet W. of SE corner of said Section 24.

DRY CREEK: Hulick Ditch - NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 13, T. 8 S., R. 42 E., W.M.; being 863 feet S. and 2534 feet W. of NE corner of said Section 13.

The amount of water used for irrigation is limited to a diversion of 1/40 of one cubic foot per second per acre irrigated.

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

TRACT 1

Township (South)	Range (East)	Section	Quarter Quarter	Tax Lot	ACRES	DITCH
8	42	13	NESW	500	23.7	Hulick
8	42	13	NWSW	500	21.8	Hulick
8	42	13	SWSW	500	11.9	Hulick
8	42	13	SESW	500	0.6	Hulick
Total For Tract 1 =					58.0	Acres

TRACT 2

Township (South)	Range (East)	Section	Quarter Quarter	Tax Lot	ACRES	DITCH
8	42	13	SWSW	500	2.0	Hulick
8	42	24	SESW	4800	6.2	Cranston No. 6
8	42	25	NENW	4800	33.5	Cranston No. 6
8	42	25	NWNW	4800	6.7	Cranston No. 6
8	42	25	SWNW	4800	26.0	Cranston No. 6
8	42	25	SESW	4800	16.1	Cranston No. 6
Total For Tract 2 =					90.5	Acres

This certificate confirms an order of the Director entered on JUN 19 1997, and recorded in Special Order Volume 51, Page 840, approving a petition by Phillips-Ingle Ditch Improvement District under ORS 541.329. This certificate supersedes the Balm & Dry Creek portion of certificate 4241 (being Tract 1), and the 1891 portion of certificate 4092 (being Tract 2).

The right to the use of the water for the above purposes is restricted to the lands or place of use herein described.

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



Martha O. Pagel, Director