

STATE OF OREGON
COUNTY OF BAKER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

Tim & Jan Kerns
Rt. 1 Box 30 A
Haines, OR 97833

confirms the right to use the waters of WILLOW CREEK tributary of POWDER RIVER, for SUPPLEMENTAL IRRIGATION (IS) OF 40.0 ACRES.

This right was perfected under Permit 31160. The date of priority is December 28, 1965 . This right is limited to 1.0 CUBIC FOOT PER SECOND or its equivalent in case of rotation.

The point of diversion is located as follows:

Diversion Point - NW¼ NW¼, Section 7, Township 8 South, Range 39 East, W.M.; 1150 feet South and 1020 feet East from the Northwest corner of said Section 7.

The amount of water used for supplemental irrigation, together with the amount secured under any other right existing for the same lands, is limited to ONE-FORTIETH of one cubic foot per second per acre, or its quivalent for each acre irrigated and shall be further limited to a diversion of not to exceed three and a half acre feet per acre 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:

Township South	Range East	Section	Quarter Quarter	Use	Acres
8	39	7	SE ¹ / ₄ SW ¹ / ₄	IS	40.00
Total Acres :					40.0

This certificate describes that portion of the water right confirmed by Certificate 37670, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Director entered on JUN 19 1997, and recorded in Special Order Volume 51, Page 713, approving a petition by Tim and Janice Kerns under ORS 541.327.

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 purpose 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 permit.

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



Martha O. Pagel, Director

Recorded in State Record of Water Right Certificates numbered 74063.