

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 ROCK CREEK tributary of POWDER RIVER, for IRRIGATION (IR) OF 16.0 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Baker County. The Powder River 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: January 20, 1868 for TRACT 1 and 1890 for TRACT 2.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1.0 CUBIC FOOT PER SECOND for TRACT 1 and 0.4 CUBIC FOOT PER SECOND for TRACT 2 or its equivalent in case of rotation.

The points of diversion are located as follows:

Brown-Delong Ditch from Rock Creek - NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 34, Township 7 South, Range 38 East., W.M.; 3567 feet South and 5087 feet West from the Northeast corner of said Section 34.

Hunstock-Meyers Ditch From Rock Creek - NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 34, Township 7 South, Range 38 East, W.M.; 2663 feet South and 2687 feet West from the Northeast corner of said Section 8.

The amount of water used for 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 equivalent 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:

TRACT 1

Township South	Range East	Section	Quarter Quarter	Use	Acres	Source
8	38	12	NENW	IR	40.0	Rock Cr.
Total Acres :					40.0	

TRACT 2

Township South	Range East	Section	Quarter Quarter	Use	Acres	Source
8	39	7	NENW	IR	16.0	Rock Cr.
Total Acres :					16.0	

T-8206

This certificate describes that portion of the water right Transfer 6185 (See Special Order Volume 46, Page 473), 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 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 decree.

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 74064.