

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 A WELL tributary of POWDER RIVER, for SUPPLEMENTAL IRRIGATION (IS) OF 37.5 ACRES.

This right was perfected under Permit G-7979. The date of priority is July 21, 1977. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.019 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

A well - NW¼ SE¼, Section 2, Township 8 South, Range 38 East, W.M.; 60 feet South and 950 feet East from center of said Section 2.

The amount of water used for supplemental irrigation, is limited to any deficiency in the available supply of any prior right existing for the same lands, and shall be further limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated and a diversion of not to exceed 3.0 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	38	1	NWSW	IS	37.5
Total Acres :					37.5

This certificate describes that portion of the water right confirmed by Certificate 52845, 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 74066.