

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

WATERBURY - ALLEN DITCH IMPROVEMENT DISTRICT
ROUTE 1, BOX 113
RICHLAND, OR 97870

confirms the right to use the waters of GOVER CREEK AND DRY GULCH CREEK, tributaries of POWDER RIVER, a tributary of SNAKE RIVER, for SUPPLEMENTAL IRRIGATION OF 8.50 ACRES.

This right was perfected under permit 45438.

The date of priority is for FEBRUARY 25, 1980.

The use is limited to 0.14 CUBIC FOOT PER SECOND from Gover Creek and 0.07 CUBIC FOOT PER SECOND from Dry Gulch Creek, tributaries to Powder River, or its equivalent in case of rotation, measured at the points of diversion from the sources.

The points of diversion are located as follows:

- | | | |
|----|----------------------|---|
| #7 | Heater-Pickett Ditch | 2100 N. and 1115 feet E. from the SW Corner of Sec. 21 being within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21, T. 9 S, R. 45 E, W.M. |
| #8 | Heater Ditch | 640 feet N. and 830 feet E. from the SW Corner of Sec. 21 being within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 21, T. 9 S, R. 45 E, W.M. |

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-FORTIETH of one cubic foot per second per acre, or its equivalent, for each acre irrigated during the irrigation season of each year, and 3 $\frac{1}{2}$ acre feet per acre for each acre irrigated during the irrigation season of each year.

The right shall be limited to any deficiency in the available supply of any prior right for the same land and shall not exceed the limitation allowed herein.

The use 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:

TL 1100
Dry Gulch Creek, POD # 7
2.70 Acres NE $\frac{1}{4}$ SW $\frac{1}{4}$

TL 1200
Gover Creek, POD # 8
2.60 Acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
3.20 Acres SW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 21
Township 9 South, Range 45 East, W.M.

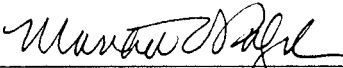
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Recorded in State Record of Water Right Certificates numbered 75359.

This certificate supersedes Certificate 66792 and confirms an order of the Water Resources Director entered on FEB 16 1999 approving a petition by WATERBURY - ALLEN DITCH IMPROVEMENT DISTRICT under ORS 541.329 for mapping water rights within a district.

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

WITNESS the signature of the Water Resources Director, affixed 2/16/99.



Martha O. Pagel, Director