

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DRY GULCH DITCH COMPANY  
ROUTE 1, BOX 102A  
RICHLAND, OR 97870

confirms the right to use the waters of TIMBER CANYON (aka LOWER TIMBER CANYON) & GUYER GULCH tributaries of POWDER RIVER, a tributary of SNAKE RIVER, for SUPPLEMENTAL IRRIGATION OF 40.20 ACRES.

This right was perfected under Permit 13139.

The date of priority is SEPTEMBER 8, 1938.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1.00 CUBIC FOOT PER SECOND, being 0.17 cfs from Little Timber Canyon (aka Timber Canyon) and 0.83 cfs from Guyer Gulch, or the equivalent in case of rotation, measured at the points of diversion from the sources.

The points of diversion are located as follows:

- #7 Guyer Gulch NW¼ SW¼, Section 20, T9S, R45E, W.M.; 360' South and 260' East from the East quarter corner of Section 19, T9S, R45E, W.M.
- #9 Guyer Gulch NE¼ SE¼, Section 19, T9S, R45E, W.M.; 1175' South and 550' West from the East quarter corner of Section 19, T9S, R45E, W.M.
- #10 Timber Canyon (aka Lower Timber Canyon) NW¼ NW¼, Section 30, T9S, R45E, W.M.; 625' South and 1125' East from the Northwest corner of Section 30, T9S, R45E, 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 the equivalent, 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 conform to any 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:

G. Bond, G. & S. Gorbet, and W & L.G. Stanciu

SOURCE	ACRES	¼	¼	SEC	Twp South	Rng East	TAX LOT	POD
Guyer Gulch	10.70	SE	SE	19	9	45	4100	9
Guyer Gulch	2.10	SE	SE	19	9	45	4100	7
Timber Canyon	4.00	SE	SE	19	9	45	4100	10
Guyer Gulch	6.20	SW	SW	20	9	45	4100	7

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Recorded in State Record of Water Right Certificates numbered 75367.

SOURCE	ACRES	¼	¼	SEC	Twp South	Rng East	TAX LOT	POD
Timber Canyon	3.00	NE	NE	30	9	45	4100	10
Guyer Gulch	10.20	NE	NE	30	9	45	4100	7
Guyer Gulch	3.10	NW	NE	30	9	45	4000	7
Guyer Gulch	0.30	SW	NE	30	9	45	5400	7
Guyer Gulch	0.60	SE	NE	30	9	45	4100	7
	40.20	Total acres						

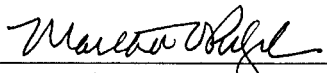
Locations are based on the Willamette Meridian.

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

This certificate supersedes Certificate 26277 and confirms an order of the Water Resources Director entered on FEB 16 1999 approving a petition by Dry Gulch Ditch Company 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