

STATE OF OREGON
COUNTY OF BAKER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MILES LEE AND E. A. VAN SICKLIN
BAKER CITY, OR 97814

confirms the right to use the waters of PINE CREEK, a tributary of the POWDER RIVER, for the IRRIGATION OF 832.83 ACRES, and DOMESTIC USE.

This right was perfected under Permit No. 410. The date of priority is AUGUST 22, 1910. The amount of water to which such right is entitled for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 10.51 CUBIC FEET PER SECOND, being 10.41 CUBIC FEET PER SECOND FOR IRRIGATION and 0.10 CUBIC FOOT PER SECOND FOR DOMESTIC, or its equivalent in case of rotation, measured at the point of diversion from the stream.

The point of diversion is located in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of SECTION 26, T 8 S, R 38 E, W.M.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre or its equivalent for each acre irrigated and 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:

NE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00 ACRES	NE $\frac{1}{4}$ SW $\frac{1}{4}$	10.00 ACRES
NW $\frac{1}{4}$ SW $\frac{1}{4}$	40.00 ACRES	SE $\frac{1}{4}$ SW $\frac{1}{4}$	10.00 ACRES
SW $\frac{1}{4}$ SW $\frac{1}{4}$	40.00 ACRES	SECTION 19	
SE $\frac{1}{4}$ SW $\frac{1}{4}$	40.00 ACRES	NE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00 ACRES
SECTION 17		NW $\frac{1}{4}$ NW $\frac{1}{4}$	40.00 ACRES
NE $\frac{1}{4}$ SE $\frac{1}{4}$	33.30 ACRES	SW $\frac{1}{4}$ NW $\frac{1}{4}$	40.00 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$	40.00 ACRES	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00 ACRES
SW $\frac{1}{4}$ SE $\frac{1}{4}$	40.00 ACRES	SECTION 20	
SE $\frac{1}{4}$ SE $\frac{1}{4}$	40.00 ACRES	NE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00 ACRES
SECTION 18		NW $\frac{1}{4}$ SW $\frac{1}{4}$	40.00 ACRES
NE $\frac{1}{4}$ NE $\frac{1}{4}$	29.53 ACRES	SECTION 29	
NW $\frac{1}{4}$ NE $\frac{1}{4}$	25.00 ACRES	NE $\frac{1}{4}$ NE $\frac{1}{4}$	10.00 ACRES
SW $\frac{1}{4}$ NE $\frac{1}{4}$	25.00 ACRES	NW $\frac{1}{4}$ NE $\frac{1}{4}$	10.00 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$	40.00 ACRES	NE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.00 ACRES	NW $\frac{1}{4}$ NW $\frac{1}{4}$	40.00 ACRES
SECTION 19		SECTION 30	

TOWNSHIP 8 SOUTH, RANGE 39 EAST, W.M.

This certificate describes that portion of the water right confirmed by the prior Certificate 29158, State Record of Water Right Certificates, NOT canceled by the provisions of orders of the Water Resources Director entered on June 23, 1977 and the order entered APR 01 1998.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610, pertaining to forfeiture or abandonment. The right to the use of the water for the above purposes aforesaid is restricted to the lands or place of use herein described. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

WITNESS the signature of the Water Resources Director, affixed APR 01 1998.

/s/ Martha O. Pagel

Martha O. Pagel, Director