

STATE OF OREGON
COUNTY OF BAKER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

Frank & Shirley Randall
PO Box 297
Richland, OR 97870

J. Hammond, etal
Rt 1, Box 120
Richland, OR 97870

Edward & Lorna Dayen
Rt 1, Box 95
Richland, OR 97870

confirms the right to use the waters of Eagle Creek, a.k.a. Little Eagle Creek, a tributary of POWDER RIVER for IRRIGATION of 30.30 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for BAKER COUNTY. The 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 1872 for Tract 1 and 1900 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 0.76 CUBIC FOOT PER SECOND or the equivalent in case of rotation.

The points of diversion are located as follows:

Nash Ditch	SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 10, T9S, R45E, WM; 590 feet North and 2720 feet East from SW corner Section 10.
Little Eagle Ditch (a.k.a. Simonis & Gover)	SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 15, T9S, R45E, WM; 1090 feet West and 240 feet South from SE Corner Section 15.

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, and shall be subject to all other conditions and limitations contained in said decree.

A description of the place of use to which this right is appurtenant is as follows:

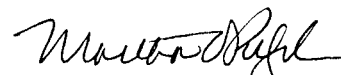
Tract 1 Little Eagle Ditch	
1.00 Acre	SE $\frac{1}{4}$ NE $\frac{1}{4}$
Tract 2 Nash Ditch	
12.14 Acres	NW $\frac{1}{4}$ NE $\frac{1}{4}$
6.39 Acres	SE $\frac{1}{4}$ NE $\frac{1}{4}$
1.23 Acres	NE $\frac{1}{4}$ SE $\frac{1}{4}$
9.54 Acres	NW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 22	
Township 9 South, Range 45 East, W.M.	

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 describes that portion of the water right confirmed by Certificate 49437, issued in the name of J. W. Campbell, State Record of Water Right Certificates, NOT modified by the provisions of order of the Water Resources Director entered on FEB 16 1999 approving a petition by the Dry Gulch Ditch Company under ORS 541.329.

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.

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


Martha O. Pagel, Director