

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 CREEK (a.k.a. Upper Timber Canyon) AND WHITE GULCH (a.k.a. Wyatt Gulch) tributaries of POWDER RIVER, tributary of SNAKE RIVER, for SUPPLEMENTAL IRRIGATION of 17.00 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 date of priority is 1905.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.43 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

- # 13 Timber Canyon Ditch SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 13, T9S, R44E, W.M.; 2880' North and 2150' East from the Southwest corner of Section 13, T9S, R44E, W.M.
- # 15 Timber Canyon Ditch SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 24, T9S, R44E, W.M.; 1470' South and 1210' East from the Northwest corner, Section 24, T9S, R44E, 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 ONE-FORTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated, 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:

G & L Shold, Tax Lot 1700
0.80 Acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
5.00 Acres NW $\frac{1}{4}$ SW $\frac{1}{4}$
0.20 Acres SW $\frac{1}{4}$ SW $\frac{1}{4}$
4.80 Acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
6.20 Acres SW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 13
Township 9 South, Range 44 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 supersedes Certificate 4330 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.

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


Martha O. Pagel, Director