

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LOWER POWDER RIVER IRRIGATION DISTRICT  
 P.O. BOX 965  
 BAKER CITY, OREGON 97814

confirms the right to use the waters of POWDER RIVER, TRIBUTARY OF SNAKE RIVER, for IRRIGATION (IR) OF 412.7 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 1885.

The use is limited to 10.32 CUBIC FEET PER SECOND, being 1.32 cubic feet per second from diversion 4 and 9.0 cubic feet per second from diversion 1 or it's equivalent in case of rotation.

The points of diversion are located as follows:

1 -- EMELE DITCH - NE¼ SE ¼, SECTION 20, Township 7 South, Range 41 East, W.M.; being 450 feet South and 250 feet West from the East quarter corner of said section.

4 -- ERWIN DITCH - SE¼ NW¼, SECTION 34, Township 7 South, Range 41 East, W.M.; being 3850 feet North and 100 feet West from the South quarter corner of said section.

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 for each acre irrigated during the irrigation season of each year.

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

Township South	Range East	Section	¼ ¼	Use	Acres	Owner	Point of Diversion
8	42	7	SWNE	IR	5.8	A. & S. Hunt	1
8	42	7	NWNE	IR	3.9	A. & S. Hunt	1
8	42	7	SENE	IR	6.8	A. & S. Hunt	1
8	42	7	NENW	IR	26.9	A. & S. Hunt	1
<b>Total:</b>					<b>43.4</b>		

Township South	Range East	Section	¼ ¼	Use	Acres	Owner	Point of Diversion
8	42	6	SWSW	IR	21.3	C. Morrissey	1
8	42	6	NWSW	IR	13.4	C. Morrissey	1
8	42	6	SWSW	IR	0.4	C. Morrissey	4
8	41	1	NESE	IR	13.0	C. Morrissey	4
8	41	1	NWSE	IR	33.6	C. Morrissey	4

8	42	6	SWSW	IR	3.0	C. Morrissey	4
8	42	6	SESW	IR	2.0	C. Morrissey	1
8	41	1	SENE	IR	6.0	C. Morrissey	1
8	41	1	NESE	IR	18.4	C. Morrissey	1
8	41	1	SWNE	IR	28.8	C. Morrissey	1
8	41	1	NWSE	IR	1.1	C. Morrissey	1
					<b>Total:</b>	<b>141.0</b>	

Township South	Range East	Section	¼ ¼	Use	Acres	Owner	Point of Diversion
8	41	1	NENW	IR	37.7	F. Colton	1
8	41	1	SWNW	IR	8.8	F. Colton	1
8	41	1	SENE	IR	20.0	F. Colton	1
					<b>Total:</b>	<b>66.5</b>	

Township South	Range East	Section	¼ ¼	Use	Acres	Owner	Point of Diversion
7	41	35	SESE	IR	0.3	J. Colton	1
7	41	35	NESW	IR	23.5	J. Colton	1
7	41	35	SWSE	IR	29.5	J. Colton	1
7	41	35	NWSE	IR	27.0	J. Colton	1
7	41	35	SENE	IR	19.4	J. Colton	1
7	41	35	SWNE	IR	4.5	J. Colton	1
7	41	35	SESW	IR	3.0	J. Colton	1
7	41	35	NESE	IR	1.0	J. Colton	1
7	41	36	SWSW	IR	12.5	J. Colton	1
7	41	35	SESE	IR	0.3	J. Colton	1
7	41	35	SESE	IR	38.0	J. Colton	1
					<b>Total:</b>	<b>159.0</b>	

Township South	Range East	Section	¼ ¼	Use	Acres	Owner	Point of Diversion
8	41	12	NENE	IR	2.8	P. & L. Anderson	4
					<b>Total:</b>	<b>2.8</b>	

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 and is subject to all other conditions and limitations contained in said decree.

This certificate describes that portion of the water right confirmed by Certificate 74042, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered APR 20 2000, approving Transfer Application 8269. This Certificate supercedes portions of original Certificates 3999, 4063, 4078, 4079, and 4193.

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 purpose is restricted to beneficial use on the lands or place of use described and is subject to all other conditions and limitations contained in said decree.

WITNESS the signature of the Water Resources Director,  
affixed APR 20 2000.

15/ Thomas J. Paul (for)  
Martha O. Pagel, Director

Recorded in State Record of Water Right Certificates numbered 76506.