

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

E. E. MARKER et al.,
HALFWAY, OR 97834

confirms the right to use the waters of PINE CREEK, a tributary of SNAKE RIVER, for IRRIGATION of 29.32 ACRES, DOMESTIC, and STOCK USE.

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 11, at Page 235. The date of priority is 1874.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed ONE FORTIETH OF ONE CUBIC FEET PER SECOND PER ACRE, measured at the point of diversion, and a total limitation of one acre-foot per acre during July, one acre-foot per acre during August, and one-half acre-foot per acre during September of each year and shall be subject to all other conditions and limitations contained in said decree.

A description of the place of use under the right, and to which such right is appurtenant, is as follows:

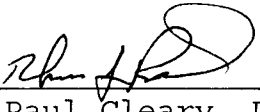
SMALL TRACTS AND TOWN LOTS IN THE TOWN OF HALFWAY
AGGREGATING 29.32 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$
SECTION 8
TOWNSHIP 8 SOUTH, RANGE 46 EAST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 10384, State Record of Water Right Certificates, NOT canceled by the provisions of an order of the Water Resources Director entered on DEC 05 2001, and recorded in Special Order Volume 55, Page 1200, approving the cancellation of a portion of said water right.

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
DEC 05 2001.



For Paul Cleary, Director