

STATE OF OREGON
COUNTY OF BAKER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MARTIN PRESCOTT
DURKEE, OREGON 97905

confirms the right to use the waters of SHIRT TAIL CREEK, a tributary of the BURNT RIVER, for IRRIGATION OF 12.0 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 8, at Page 134. The date of priority is MARCH 23, 1905.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 3.0 acre-feet per acre during any irrigation season (with the further limitations contained in Paragraph 64 of said decree) or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

PRESCOTT DITCH.

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

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 3.0 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$ 9.0 ACRES

SECTION 23

TOWNSHIP 12 SOUTH, RANGE 43 EAST, W.M.

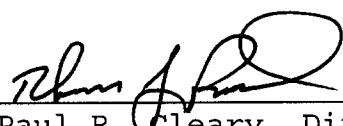
(NOTE: Also irrigated out of Hodley Creek under date of April 10, 1906)

This certificate describes that portion of the water right confirmed by Certificate 6001, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered DEC 10 2002, approving Transfer Application 9006.

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 10 2002.


for Paul R. Cleary, Director

Recorded in State Record of Water Right Certificates numbered 79737.