

STATE OF OREGON  
COUNTY OF BAKER  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

FRED, LILLIE, AND JOEL COLES  
HAINES, OREGON 97833

confirms the right to use the waters of ROCK CREEK AND SAND CREEK,  
tributaries of the POWDER RIVER, for IRRIGATION OF 78.0 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 6, at Page  
291. The date of priority are 1865 FROM ROCK CREEK and 1874 FROM SAND  
CREEK.

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 foot per second per acre.

The point of diversion is located as follows:

ROCK CREEK - SOLOMON COLES DITCH.

SAND CREEK - McCULLOCH AND WEISNER DITCH.

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

	PRIORITY DATE <u>1865</u>	PRIORITY DATE <u>1874</u>
SW¼ NE¼		40.0 ACRES
NW¼ SE¼	38.0 ACRES	
	SECTION 32	
TOWNSHIP 7 SOUTH, RANGE 39 EAST, W.M.		

This certificate describes that portion of the water right confirmed by Certificate 4074, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered DEC 22 2003, approving Transfer Application 8877.

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 DECEMBER 22, 2003.

  
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Paul R. Cleary, Director

Recorded in State Record of Water Right Certificates numbered 80510.