

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

A. S. BOYD AND COMPANY  
3640 H STREET  
BAKER CITY, OREGON 97814

confirms the right to use the waters of A WELL in the POWDER BASIN for SUPPLEMENTAL IRRIGATION OF 55.1 ACRES.

This right was perfected under Permit G-7892. The date of priority is MAY 26, 1977. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.70 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

SE3 SE3, SECTION 7, T 9 S, R 40 E, W.M.; 40 FEET NORTH & 120 FEET WEST FROM THE SE CORNER OF SECTION 7.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. THE RIGHT SHALL BE LIMITED TO ANY DEFICIENCY IN THE AVAILABLE SUPPLY OF ANY PRIOR RIGHT FOR THE SAME LAND AND SHALL NOT EXCEED THE LIMITATION ALLOWED HEREIN.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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

NW3 SE3     15.3 ACRES  
SW3 SE3     39.8 ACRES  
SECTION 7  
TOWNSHIP 9 SOUTH, RANGE 40 EAST, W.M.

This certificate describes that portion of the water right confirmed by Certificate 58967, State Record of Water Right Certificates, NOT modified by a partial cancellation of a water right pursuant to the

provisions of an order of the Water Resources Director entered May 24, 2007, approving Transfer Application T-8446.

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.

WITNESS the signature of the Water Resources Director, affixed May 24, 2007

  
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Phillip C. Ward, Director