

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

OSCAR JACOBSEN
NORTH POWDER OR 97867

confirms the right to use the waters of the NORTH POWDER RIVER, a tributary of the POWDER RIVER for IRRIGATION of 163.50 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Union County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 3, at Page 252. The date of priority is 1893 for 25.8 acres and 1899 for 137.7 acres.

The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 4.08 CUBIC FEET PER SECOND (cfs) from March 1st to July 1st and 2.05 cfs from July 1st to October 1st of each year; the total quantity diverted during each irrigation season not to exceed 409 acre-feet.

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

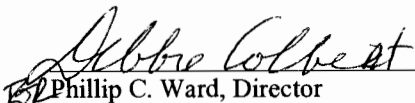
IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
7 S	39 E	WM	11	SW NE	3.00
7 S	39 E	WM	11	NE NW	13.50
7 S	39 E	WM	11	NW NW	32.00
7 S	39 E	WM	11	SW NW	10.50
7 S	39 E	WM	11	SE NW	34.00
7 S	39 E	WM	11	NE SW	20.00
7 S	39 E	WM	11	NE SE	10.50
7 S	39 E	WM	11	NW SE	30.00
7 S	39 E	WM	11	SW SE	6.00
7 S	39 E	WM	11	SE SE	4.00

This certificate describes that portion of the water right confirmed by Certificate 51497, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered July 11, 2006, approving Transfer Application 7974.

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 shall be subject to all other conditions and limitations contained in said decree. The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the Water Resources Director, affixed July 11, 2006.


Phillip C. Ward, Director