

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

NORMAN BUTLER
RT 1
BAKER OR 97814

confirms the right to use the waters of THREE GRAVEL PITS in the PINE CREEK (POWDER RIVER) BASIN for IRRIGATION of 61.4 ACRES and SUPPLEMENTAL IRRIGATION of 113.7 ACRES.

This right was perfected under Permit G-2877. The date of priority is APRIL 14, 1965. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 2.16 CUBIC FEET PER SECOND (CFS); being 1.23 CFS FROM PIT NO. 1; 0.72 CFS FROM PIT NO. 2; AND 0.21 CFS FROM PIT NO. 3, or its equivalent in case of rotation, measured at the wells (gravel pits).

The wells are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
8 S	39 E	WM	19	NE SE	Gravel Pit #1; 680 FEET SOUTH & 770 FEET WEST FROM THE E1/4 CORNER OF SECTION 19
8 S	39 E	WM	29	NW NW	Gravel Pit #2; 1930 FEET NORTH & 600 FEET EAST FROM THE W1/4 CORNER OF SECTION 29
8 S	39 E	WM	29	NW SW	Gravel Pit #3; 700 FEET SOUTH & 190 FEET EAST FROM THE W1/4 CORNER OF SECTION 29

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

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

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Acres	Source
8 S	39 E	WM	19	NE SW	10.8	GRAVEL PIT 1
8 S	39 E	WM	19	NE SE	14.6	GRAVEL PIT 1
8 S	39 E	WM	19	NW SE	33.2	GRAVEL PIT 1
8 S	39 E	WM	19	SW SE	2.8	GRAVEL PIT 1

SUPPLEMENTAL IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Acres	Source
8 S	39 E	WM	20	NW SW	37.0	GRAVEL PIT 1
8 S	39 E	WM	29	NE NW	32.0	GRAVEL PIT 2
8 S	39 E	WM	29	NW NW	25.2	GRAVEL PIT 2
8 S	39 E	WM	29	NW SW	19.5	GRAVEL PIT 3

This certificate describes that portion of the water right confirmed by Certificate 75775, State Record of Water Right Certificates, **NOT** modified by the provisions of an order of the Water Resources Director entered January 30, 2007 approving Transfer Application T-10221.

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.

WITNESS the signature of the Water Resources Director, affixed January 30, 2007


Phillip C. Ward, Director *pcw*