

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

J. F. Flynn; C. V. Haines, Henry Bassett, Jim Wallace, J. J. Wolfenperger, J. M. Cole, Clay Mills, Lloyd Duke, Wm. Maddern and Bessie Woodhouse

HALFWAY OR 97834

confirms the right to use the waters of EAST PINE CREEK, tributary to PINE CREEK, for IRRIGATION of 478.0 ACRES AND DOMESTIC.

This right was perfected under Permit S-440. The date of priority is JUNE 11, 1910. The amount of water to which this right is entitled is limited to an amount actually used beneficially and shall not exceed 6.07 cubic feet per second or its equivalent in case of rotation, measured at the point of diversion.

The amount of water used for irrigation is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second per acre. 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.

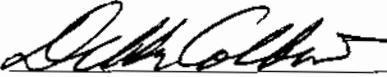
A description of the place of use to which this right is appurtenant is as follows:

IRRIGATION AND DOMESTIC					
Twp	Rng	Mer	Sec	Q-Q	Acres
7 S	46 E	WM	28	SW SW	10.0
7 S	46 E	WM	29	SE NW	5.0
7 S	46 E	WM	29	SE SE	20.0
7 S	46 E	WM	32	NE NE	25.0
7 S	46 E	WM	33	SW NE	30.0
7 S	46 E	WM	33	SE NE	10.0
7 S	46 E	WM	33	NE NW	20.0
7 S	46 E	WM	33	NW NW	40.0
7 S	46 E	WM	33	SW NW	40.0
7 S	46 E	WM	33	SE NW	38.0
7 S	46 E	WM	33	NE SE	5.0
7 S	46 E	WM	34	NE SW	15.0
7 S	46 E	WM	34	NW SW	25.0
8 S	46 E	WM	2	SW NW	40.0
8 S	46 E	WM	2	NW SW	40.0
8 S	46 E	WM	3	NE NE	35.0
8 S	46 E	WM	3	NW NE	40.0
8 S	46 E	WM	3	SE NE	40.0

This certificate describes that portion of the water right confirmed by Certificate 3847, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered JUL 20 2007, approving Transfer Application T-10289.

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 JUL 20 2007.


Phillip C. Ward, Director *for*