

STATE OF OREGON

COUNTY OF BAKER

*CERTIFICATE OF WATER RIGHT*

THIS CERTIFICATE ISSUED TO

Marks, Louis E & Marie Y  
47740 Anthony Lakes Hwy  
North Powder, OR 97867

confirms the right to use the waters of North Powder River, a tributary of Powder River for livestock and irrigation of 383.5 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 dates of priority are :

Date	Acres	Date	Acres	Date	Acres	Date	Acres
1873	70.0	1888	212.2	1902	90.5	1906	10.8

The use is limited to an amount actually beneficially used for said purposes, and shall not exceed a rate of flow of 9.59 cubic feet per second from March 1st to July 1st; and 4.80 cubic feet per second from July 1st to October 1st of each year.

The total quantity diverted during each irrigation season not to exceed 958.00 acre feet.

The points of diversion are located as follows:

N-04 -05 Hutchinson-Hillside-  
Gardner-Millrace Ditch      NW¼ NE¼, Section 5, T6S, R38E, WM; 2760'  
South and 2380' West from the East quarter corner of  
Section 32, T6S, R38E, WM.

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

N-06 Powers Co. Ditch

SW¼ SE¼, Section 32, T6S, R38E, WM; 1171' North and 1729' West from the Southeast corner of Section 32, T6S, R38E, WM.

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

Satterberg

Twp S	Rng E	Sec	Q <sub>40</sub>	Q <sub>160</sub>	Acres	Date	POD	Tx Lt	Cert
6	38	35	NE	SE	2.5	1888	N-05&06	1100	1455
6	38	35	SE	SE	24.7	1873	N-05&06	1200	1455
6	38	35	SE	SE	14.3	1888	N-05&06	1200	1455
6	38	36	SW	SW	24.7	1873	N-05&06	1200	1455
6	38	36	SW	SW	4.6	1888	N-05&06	1200	1455
6	38	36	SE	SW	16.9	1888	N-05&06	1200	1455
7	38	1	NE	NW	40.0	1888	N-05&06	300	1455
7	38	1	NW	NW	6.4	1873	N-05&06	300	1455
7	38	1	NW	NW	29.3	1888	N-05&06	300	1455
7	38	1	NW	NW	4.4	1906	N-05&06	300	1455
7	38	1	SW	NW	40.0	1888	N-05&06	300	1455
7	38	1	SE	NW	6.4	1888	N-05&06	300	1455
7	38	1	SW	SW	10.5	1902	N-04&05	300	1471
7	38	2	NE	NE	14.2	1873	N-05&06	300	1455
7	38	2	NE	NE	21.3	1888	N-05&06	300	1455
7	38	2	NE	NE	3.4	1906	N-05&06	300	1455
7	38	2	SE	NE	36.9	1888	N-05&06	300	1455
7	38	2	SE	NE	3.0	1906	N-05&06	300	1455
7	38	2	NE	SE	40.0	1902	N-04&05	300	1471
7	38	2	SE	SE	40.0	1902	N-04&05	300	1471

Location descriptions are based on the Willamette Meridian.

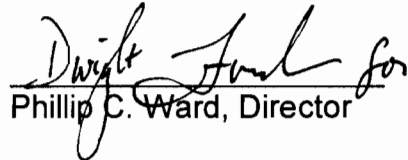
This certificate confirms an order of the Water Resource Director entered on, MAY 17 2011, and recorded in Special Order Volume 84, Page 166, approving a petition by Powder Valley Water Control District under ORS 541.329 for mapping water rights within a district.

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

This certificate supercedes 1471; and together with Certificate 83778 supercedes Certificate 1455.

The right to the use of the water for the above purposes is restricted to 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 MAY 17 2011.

  
Phillip C. Ward, Director

Recorded in State Record of Water Right Certificates numbered **83735**