

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

POWDER VALLEY WATER CONTROL DISTRICT
 P.O. BOX 189
 NORTH POWDER, OR 97867

confirms the right to use the waters of ROCK, LITTLE MUDDY & BIG MUDDY CREEKS, tributaries of POWDER RIVER, for IRRIGATION of 717.6 ACRES and SUPPLEMENTAL IRRIGATION of 27.5 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Baker County. The decree is of record at Salem, in the Order Record of the Water Resources Director, in Volume 6, at Page 291.

The dates of priority are:

DATE	ACRES	DATE	ACRES	DATE	ACRES	DATE	ACRES	DATE	ACRES
1880	440.0	1886	40.0	1888	52.6	1891	120.0	1892	92.5

The use is limited to 18.63 cubic feet per second or its equivalent in case of rotation. The amount of water used for irrigation is limited to an amount actually, beneficially used for said purpose and shall not exceed a diversion of one-fortieth of one cubic foot per second per acre, or its equivalent, and shall be subject to all other conditions and limitations contained in said decree.

The points of diversion are located as follows:

TWP	RNG	MER	SEC	Q40	Q160	POD#	MEASURED DISTAMCES
7 S	38 E	WM	24	NE	SW	BM-02	MAXWELL DITCH (BIG MUDDY CREEK): 1400 FEET EAST AND 1700 FEET NORTH FROM SW CORNER OF ASECTION 24
7 S	38 E	WM	22	NW	SW	LM-01	NPR-RC PIPELINE (LITTLE MUDDY CR): 165 FEET EAST AND 3255 FEET SOUTH FROM NW CORNER OF SECTION 22
7 S	38 E	WM	22	SW	NE	LM-02	MANSFIELD DITCH (LITTLE MUDDY CR): 2576 FEET WEST AND 2461 FEET SOUTH FROM NE CORNER OF SECTION 22

This is a final order in other than a 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 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may 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.

TWP	RNG	MER	SEC	Q40	Q160	POD#	MEASURED DISTANCES
7 S	38 E	WM	24	SE	NW	LM-03	MAXWELL WEST DITCH (LITTLE MUDDY CR): 1400 FEET EAST AND 1800 FEET SOUTH FROM NW CORNER OF SECTION 24
7 S	38 E	WM	24	NW	NE	LM-04	MAXWELL EAST DITCH (LITTLE MUDDY CR): 850 FEET SOUTH AND 1550 FEET WEST FROM NE CORNER OF SECTION 24
7 S	38 E	WM	34	NE	SW	R-08A	NPR-RC PIPELINE: 3040 FEET SOUTH AND 3102 FEET WEST FROM NE CORNER OF SECTION 34
7 S	38 E	WM	35	SE	NW	R-17	MAXWELL DITCH: 1840 FEET EAST AND 1850 FEET SOUTH FROM NW CORNER OF SECTION 35
7 S	38 E	WM	35	SW	NE	R-19	MILLER DITCH: 2700 FEET EAST AND 1800 FEET SOUTH FROM NW CORNER OF SECTION 35

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

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TWP S	RNG E	SEC	Q40	Q160	ACRES	DATE	POD	SOURCE	TX LT	USE	CERT
7	38	13	SW	SE	39.1	1880	R-17 & 08A,LM-01, 02, 03, & BM-02	Rock & Big & Little Muddy Cr's	3400	IR	73404
7	38	13	SE	SE	39.1	1880	R-17 & 08A, LM-01, 02, 03 & BM-02	Rock & Big & Little Muddy Cr's	3400	IR	73404
7	38	24	NE	NE	12.5	1880	R-17 & 08A, LM-01, 02, 03 & BM-02	Rock & Big & Little Muddy Cr's	3400	IR	73611
7	38	24	NE	NE	27.5	1891	R-17 & 08A,LM-01, 02, 03, 04 & BM-02	Rock & Big & Little Muddy Cr's	3400	IR	73611
7	38	24	SE	NE	9.8	1880	R-17 & 08A,LM-01, 02, 03, 04 & BM-02	Rock & Big & Little Muddy Cr's	3400	IR	73404
7	38	24	SE	NE	30.2	1880	R-17 & 08A,LM-01, 02, 03, 04 & BM-02	Rock & Big & Little Muddy Cr's	3400	IR	73611
7	38	24	NE	SW	11.6	1880	R-17, & BM-02	Rock & Big Muddy Cr	3400	IR	73611
7	38	24	NE	SW	27.5	1880	R-17 & 08A,LM-01, 02, 03, 04 & BM-02	Rock & Big & Little Muddy Cr's	3400	IR	73611
7	38	24	NE	SE	13.5	1880	R-17 & 08A,LM-01, 02, 03, 04 & BM-02	Rock & Big & Little Muddy Cr's	3400	IR	73611
7	38	24	NE	SE	25.6	1880	R-17 & BM-02	Rock & Big Muddy Cr	3400	IR	73611
7	38	24	NW	SE	17.2	1880	R-17 & BM-02	Rock & Big Muddy Cr	3400	IR	73611
7	38	24	NW	SE	21.9	1880	R-17 & 08A,LM-01, 02, 03, 04 & BM-02	Rock & Big & Little Muddy Cr's	3400	IR	73611
7	39	17	SW	SW	9.5	1892	R-17 & 08A,LM-01, 02, 03, 04 & BM-02	Rock & Big & Little Muddy Cr's	3200	IR	73404
7	39	17	SE	SW	2.8	1892	R-17 & 08A,LM-01, 02, 03, 04 & BM-02	Rock & Big & Little Muddy Cr's	300	IR	73404
7	39	18	SW	SW	36.6	1880	R-17&08A,LM-01, 02,03,04 & BM-02	Rock & Big & Little Muddy Cr's	3200	IR	73404
7	39	18	SE	SW	3.3	1880	R-17&08A,LM-01, 02,03,04 & BM-02	Rock & Big & Little Muddy Cr's	3200	IR	73404
7	39	18	SE	SW	30.8	1886	R-17 & 08A,LM-01,	Rock & Big & Little	3200	IR	73404

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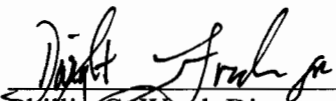
TWP S	RNG E	SEC	Q40	Q160	ACRES	DATE	POD	SOURCE	TX LT	USE	CERT
							02, 03, 04 & BM-02	Muddy Cr's			
7	39	18	SW	SE	9.2	1886	R-17 & 08A,LM-01, 02, 03, 04 & BM-02	Rock & Big & Little Muddy Cr's	3200	IR	73404
7	39	18	SW	SE	15.4	1891	R-17 & 08A,LM-01, 02, 03, 04 & BM-02	Rock & Big & Little Muddy Cr's	3200	IR	73404
7	39	18	SW	SE	13.6	1892	R-17 & 08A,LM-01, 02, 03, 04 & BM-02	Rock & Big & Little Muddy Cr's	3200	IR	73404
7	39	18	SE	SE	39.1	1892	R-17 & 08A,LM-01, 02, 03, 04 & BM-02	Rock & Big & Little Muddy Cr's	3200	IR	73404
7	39	19	NW	NE	8.8	1888	R-17 & 08A	Rock Cr	100/200	IR	73401
7	39	19	NW	NE	8.8	1892	BM-02, LM-01, 02 & 03	Big & Little Muddy Cr's	100/200	IS	73404
7	39	19	NW	NE	25.1	1888	R-19 & 08A	Rock Cr	100	IR	73401
7	39	19	SW	NE	18.7	1888	R-19 & 08A	Rock Cr	100/200	IR	73401
7	39	19	SW	NE	18.7	1892	BM-02, LM-01, 02 & 03	Big & Little Muddy Cr's	100/200	IS	73404
7	39	19	NE	NW	39.1	1891	R-17 & 08A,LM-01, 02, 03, 04 & BM-02	Rock & Big & Little Muddy Cr's	3200	IR	73404
7	39	19	NW	NW	25.5	1891	R-17 & 08A,LM-01, 02, 03, 04 & BM-02	Rock & Big & Little Muddy Cr's	3200	IR	73404
7	39	19	NW	NW	12.5	1891	R-17 & 08A,LM-01, 02, 03, 04 & BM-02	Rock & Big & Little Muddy Cr's	3200	IR	73611
7	39	19	SW	NW	38.0	1880	R-17 & 08A,LM-01, 02, 03, 04 & BM-02	Rock & Big & Little Muddy Cr's	3200	IR	73404
7	39	19	SE	NW	5.4	1880	R-17 & -08A & BM- 02	Rock & Big Muddy Cr	3200	IR	73404
7	39	19	SE	NW	33.7	1880	R-17 & 08A,LM-01, 02, 03, 04 & BM-02	Rock & Big & Little Muddy Cr's	3200	IR	73404
7	39	19	NE	SW	37.9	1880	R-17 & -08A & BM- 02	Rock & Big Muddy Cr	3200	IR	73404
7	39	19	NW	SW	6.4	1880	R-17 & 08A,LM-01, 02, 03, 04 & BM-02	Rock & Big & Little Muddy Cr's	3200	IR	73404
7	39	19	NW	SW	30.7	1880	R-17 & 08A & BM-02	Rock & Big Muddy Cr	3200	IR	73404

The locations 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 160, approving a petition by Powder Valley Water Control District under ORS 541.329 for mapping water rights within a district.

This certificate supersedes Certificate 73404 and 73611; and together with 83812 supersedes Certificate 73401.

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 83774.