

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

PHILLIPS-INGLE DITCH IMPROVEMENT DISTRICT
 C/O MIKE MILLER, PRESIDENT
 POWDER RIVER RANCHES
 HCR 88, BOX 123
 BAKER CITY, OR 97814

confirms the right to use the waters of EAGLE LAKE RESERVOIR AND LOOKING GLASS RESERVOIR, constructed under PERMITS R-440 AND R-441 for SUPPLEMENTAL IRRIGATION of 1829.6 acres of land.

This right was perfected under Permit S-3939. The date of priority is SEPTEMBER 18, 1917 FOR LOOKING GLASS RESERVOIR AND NOVEMBER 16, 1917 FOR EAGLE LAKE RESERVOIR. This right is limited to an amount that can be beneficially used and shall not exceed 1337.74 ACRE FEET, or its equivalent in case of rotation, measured at the point of diversion from the reservoirs.

The points of diversion from the reservoirs are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
5 S	44 E	WM	16	SW SW	EAGLE LAKE RES: 623 FEET NORTH AND 583 FEET EAST FROM THE SW CORNER OF SECTION 16
5 S	44 E	WM	32	SW SW	LOOKING GLASS RES: 4542 FEET SOUTH AND 128 FEET EAST FROM THE SW CORNER OF SECTION 32

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to 3.5 acre feet per acre for each acre irrigated, and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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

Twp	Rng	Mer	Sec	Q-Q	GLot	Tax Lot	Acres
8 S	42 E	WM	13	NE SW		500	23.7
8 S	42 E	WM	13	NW SW		500	37.0
8 S	42 E	WM	13	SW SW		500	30.4
8 S	42 E	WM	13	SE SW		500	0.6
8 S	42 E	WM	14	SW SE		2900	20.4
8 S	42 E	WM	14	SE SE		2900	35.3
8 S	42 E	WM	23	NE NE		2900	25.1
8 S	42 E	WM	23	NW NE		2900	27.7
8 S	42 E	WM	23	SW NE		4800	19.3
8 S	42 E	WM	23	SE NE		2900	38.8
8 S	42 E	WM	23	NE SE		2900	20.8
8 S	42 E	WM	23	NW SE		4800	32.4
8 S	42 E	WM	23	SW SE		4800	3.2
8 S	42 E	WM	23	SW SE		4900	4.2

Twp	Rng	Mer	Sec	Q-Q	GLot	Tax Lot	Acres
8 S	42 E	WM	23	SE SE		4900	11.5
8 S	42 E	WM	24	NW NW		2900	5.2
8 S	42 E	WM	24	SW NW		2900	15.2
8 S	42 E	WM	24	NE SW		4800	34.9
8 S	42 E	WM	24	NW SW		4800	4.9
8 S	42 E	WM	24	SW SW		4800	28.2
8 S	42 E	WM	24	SE SW		4800	40.0
8 S	42 E	WM	25	NE NW		4800	38.5
8 S	42 E	WM	25	NW NW		4800	37.3
8 S	42 E	WM	25	SW NW		4800	36.9
8 S	42 E	WM	25	SE NW		4800	16.1
8 S	42 E	WM	26	NE NE		4900	39.0
8 S	42 E	WM	26	NW NE		4900	24.8
8 S	42 E	WM	26	SE NE		4900	14.4
8 S	43 E	WM	19	NE NE		1800	28.7
8 S	43 E	WM	19	SE NE		1800	30.6
8 S	43 E	WM	19	SW SW	4	1701	36.3
8 S	43 E	WM	19	SE SW		1701	31.1
8 S	43 E	WM	19	NE SE		1800	30.1
8 S	43 E	WM	19	SW SE		1701	30.0
8 S	43 E	WM	19	SE SE		1800	39.8
8 S	43 E	WM	20	NE NW		1800	15.4
8 S	43 E	WM	20	NW NW		1800	23.5
8 S	43 E	WM	20	SW NW		1800	31.3
8 S	43 E	WM	20	SE NW		1800	33.0
8 S	43 E	WM	20	NE SW		1800	32.6
8 S	43 E	WM	20	NW SW		1800	23.6
8 S	43 E	WM	20	SW SW		1800	27.3
8 S	43 E	WM	20	SE SW		1800	29.7
8 S	43 E	WM	29	NW NE		100	14.7
8 S	43 E	WM	29	SW NE		100	16.8
8 S	43 E	WM	29	NE NW		1800	33.1
8 S	43 E	WM	29	SW NW		2500	10.0
8 S	43 E	WM	29	SE NW		1800	19.6
8 S	43 E	WM	29	NE SW		1700	9.0
8 S	43 E	WM	29	NW SW		2500	19.4
8 S	43 E	WM	29	SW SW		1700	40.0
8 S	43 E	WM	29	SE SW		1700	34.0
8 S	43 E	WM	29	NW SE		1700	9.2
8 S	43 E	WM	29	SW SE		1700	25.0
8 S	43 E	WM	30	NW NE		1701	22.2
8 S	43 E	WM	30	SW NE		1701	10.2
8 S	43 E	WM	30	SE NE		1700	7.7
8 S	43 E	WM	30	NE NW		1701	17.8
8 S	43 E	WM	30	NW NW	1	1701	42.5
8 S	43 E	WM	30	SW NW	2	2600	44.0
8 S	43 E	WM	30	SE NW		1701	2.3
8 S	43 E	WM	30	NW SW	3	2600	30.7
8 S	43 E	WM	30	SW SW	4	2600	10.6
8 S	43 E	WM	30	NE SE		1700	17.5
8 S	43 E	WM	30	NW SE		1700	0.4
8 S	43 E	WM	30	SE SE		1700	6.2
8 S	43 E	WM	31	NE NE		1700	26.6

Twp	Rng	Mer	Sec	Q-Q	GLot	Tax Lot	Acres
8 S	43 E	WM	32	NE NE		1700	4.7
8 S	43 E	WM	32	NW NE		1700	33.7
8 S	43 E	WM	32	SW NE		1700	29.8
8 S	43 E	WM	32	SE NE		1700	37.9
8 S	43 E	WM	32	NE NW		1700	27.2
8 S	43 E	WM	32	NW NW		1700	13.2
8 S	43 E	WM	33	SW NW		1700	20.8
8 S	43 E	WM	33	NE SW		1700	4.7
8 S	43 E	WM	33	NW SW		1700	32.6
8 S	43 E	WM	33	SW SW		1700	12.8
8 S	43 E	WM	33	SE SW		1700	33.9
Total:							1829.6

Location is in reference to the Willamette Meridian.

This right shall be exercised by means of exchange for the waters of West Eagle Creek in accordance with an order of Charles E. Stricklin, dated December 21, 1943, in the matter of the application of Orin Hutton, et al, for a change of use of water. The waters of West Eagle Creek may be diverted through what was formerly known as the Hogum Ditch, now known as the Phillips-Ingle Ditch. The point of diversion for the Phillips-Ingle Ditch on West Eagle Creek is located:

SE1/4 SE1/4, Section 8, Township 6 South, Range 43 East, W.M., Baker County.


If at any time during the irrigation season, demand is made of the waters of Eagle Creek below the confluence of West Eagle Creek with Eagle Creek, for a water right senior in time against the water rights for West Eagle Creek held by the owners of this water right, the watermaster shall cause to be released an amount into Eagle Creek from said lakes, an amount not to exceed that being diverted from West Eagle Creek by the owners of this water right, so that the quantity of water available would be the same as if no diversion was made by the owners of this water right of the natural flow water of West Eagle Creek. If at the time of demand on the waters of Eagle Creek, no impounded water is available in said lakes, the watermaster shall turn down the waters of West Eagle Creek an amount necessary to satisfy Eagle Creek water rights below said confluence.

The right to the use of the water for the purposes aforesaid is restricted to beneficial use on the lands and place of use herein described, under and pursuant to the conditions above set forth for the exchange of natural flow water diverted from West Eagle Creek, for stored water released from said Eagle and Looking Glass lakes.

This certificate describes that portion of the water right confirmed by Certificate 74008, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered 5/5/14, approving Transfer Application T-11674.

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 May 5, 2014.



Dwight French, Water Right Services Administrator, for
PHILLIP C. WARD, DIRECTOR