

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROBERT AND VIRGINIA LOWRY
HCR 88, BOX 84
BAKER CITY, OR 97814

confirms the right to use the waters of TUCKER CREEK, a tributary of the POWDER RIVER, for IRRIGATION OF 22.0 ACRES, and the POWDER RIVER, a tributary of the SNAKE RIVER for SUPPLEMENTAL IRRIGATION OF 9.0 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 date of priority is 1876 for primary irrigation and 1888 for supplemental irrigation..

The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.775 CUBIC FEET PER SECOND (CFS) BEING 0.55 CFS FROM TUCKER CREEK AND 0.225 CFS FROM THE POWDER RIVER, or its equivalent in case of rotation, measured at the points of diversion.

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
7 S	41 E	WM	34	SE NW	ERWIN DITCH - 3850 FEET NORTH AND 100 FEET WEST FROM THE S¼ CORNER OF SECTION 34.
8 S	42 E	WM	17	NE NE	TUCKER CREEK - 200 FEET SOUTH AND 120 FEET WEST FROM THE NE CORNER OF SECTION 17.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to ONE-FORTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated during the irrigation season of each year.

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

IRRIGATION					
TUCKER CREEK					
Twp	Rng	Mer	Sec	Q-Q	Acres
8 S	42 E	WM	8	SE SE	2.0
8 S	42 E	WM	9	SW SW	20.0

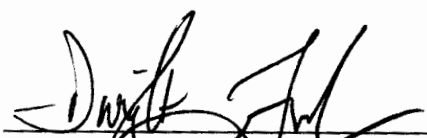
SUPPLEMENTAL IRRIGATION					
POWDER RIVER					
Twp	Rng	Mer	Sec	Q-Q	Acres
8 S	42 E	WM	16	NW NW	9.0

This certificate describes that portion of the water right confirmed by Certificate 75869, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered JAN 12 2015, approving Transfer Application T-11790.

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.

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 and is subject to all other conditions and limitations contained in said decree.

WITNESS the signature of the Water Resources Director, affixed JAN 12 2015.



Dwight French, Water Right Services Administrator, for
 Thomas M. Byler, Director
 Oregon Water Resources Department