

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROBERT AND VIRGINIA LOWRY
24428 KEATING GRANGE ROAD
BAKER CITY OR 97814

confirms the right to use the waters of TUCKER CREEK, tributary to POWDER RIVER, for IRRIGATION OF 38.5 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 1872 FOR 15.0 ACRES, 1875 FOR 3.5 ACRES, 1885 FOR 15.0 ACRES, AND 1902 FOR 5.0 ACRES.

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
8 S	42 E	WM	4	NW NW	HULICK 1 - 500 FEET SOUTH AND 600 FEET EAST FROM THE NW CORNER OF SECTION 4
8 S	42 E	WM	4	NW NW	ADDITIONAL POD - 1100 FEET SOUTH AND 590 FEET EAST FROM THE NW CORNER OF SECTION 4
8 S	42 E	WM	4	SW SW	HULICK 2- 330 FEET NORTH AND 1010 FEET EAST FROM THE SW CORNER OF SECTION 4
8 S	42 E	WM	9	NW SW	ERWIN - 2145 FEET NORTH AND 600 FEET EAST FROM THE SW CORNER OF SECTION 9.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-FORTIETH of one cubic foot per second, 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						
Twp	Rng	Mer	Sec	Q-Q	Acres	Priority Date
8 S	42 E	WM	4	SW NW	4.5	1864
8 S	42 E	WM	4	NW SW	13.5	1864
8 S	42 E	WM	4	NW SW	8.0	1875
8 S	42 E	WM	4	SW SW	5.0	1902
8 S	42 E	WM	9	NW NW	9.5	1872
8 S	42 E	WM	9	SW NW	5.5	1872
8 S	42 E	WM	9	SW NW	10.0	1885
8 S	42 E	WM	9	NW SW	5.0	1885

This certificate describes that portion of the water right confirmed by Certificate 87531, 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 quantity of water diverted at the new point of diversion, together with that diverted at the old diversions, shall not exceed the quantity of water available at the original points of diversion.

When required by the Department, the water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the department.

When required by the Department, the water user or irrigation district shall operate and maintain the headgate and measuring device as needed. The water user or irrigation district shall report total flow figures when requested by the Watermaster. The Watermaster may operate the headgate and monitor accuracy of the measuring device, as needed.

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