

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

SEXTON LAND LLC  
 47307 ANTHONY LAKES HWY  
 HAINES, OR 97833

confirms the right to use the waters of the NORTH POWDER RIVER, a tributary to the POWDER RIVER for LIVESTOCK and IRRIGATION of 975.6 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 3, at Page 252.

The dates of priority are, and the use is limited to an amount actually beneficially used for said purposes, and shall not exceed a rate of flow as shown below:

Tract	Date	Acres	Rate (cfs)	Date	Acres	Rate (cfs)	Date	Acres	Rate (cfs)	Date	Acres	Rate (cfs)
1	1873	111.6	2.03	1888	76.6	1.39	1895	120.3	2.19	1903	132.1	2.4
2	1887	104.0	2.60	1890	274.0	6.85	1893	147.6	3.69	1904	9.4	0.24

From March 1<sup>st</sup> to July 1<sup>st</sup>, and shall not exceed the rate of flow of 12.2 cubic feet per second from July 1<sup>st</sup> to October 1<sup>st</sup> of each year. The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

The total quantity diverted during each irrigation season is not to exceed 2439.0 acre feet.

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
7 S	38 E	WM	19	NE SW	N-01 Mansfield Ditch - 3910 FEET SOUTH AND 2900 FEET WEST FROM THE NE CORNER OF SECTION 19
7 S	38 E	WM	18	SW SE	N-03 Bulger Ditch - 730 FEET NORTH AND 1370 FEET WEST FROM THE SE CORNER OF SECTION 18
7 S	38 E	WM	5	NW NE	N-04-05 Hutchinson Hillside-Gardner Millrace Ditch - 2760 FEET SOUTH AND 2380 FEET WEST FROM THE EAST 1/4 CORNER OF SECTION 327

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

Twp	Rng	Mer	Sec	Q-Q	Acres	Date	POD	Cert	Tax Lot
7 S	39 E	WM	6	SW SW	20.2	1888	N-04-05	1470	1300
7 S	39 E	WM	6	SE SW	23.5	1888	N-04-05	1470	1300
7 S	39 E	WM	7	NE NE	21.8	1903	N-04-05	1469	100
7 S	39 E	WM	7	NE NE	8.6	1904	N-01 & 03	55559	100
7 S	39 E	WM	7	NW NE	27.9	1895	N-04-05	1469	100

Twsp	Rng	Mer	Sec	Q-Q	Acres	Date	POD	Cert	Tax Lot
7 S	39 E	WM	7	SW NE	38.7	1895	N-04-05	1469	100
7 S	39 E	WM	7	NW NE	12.4	1903	N-04-05	1469	100
7 S	39 E	WM	7	SW NE	1.2	1903	N-04-05	1469	100
7 S	39 E	WM	7	SE NE	2.7	1903	N-04-05	1469	100
7 S	39 E	WM	7	SE NE	24.0	1903	N-04-05	1470	100
7 S	39 E	WM	7	SE NE	0.8	1904	N-01 & 03	55559	100
7 S	39 E	WM	7	NE NW	7.7	1903	N-04-05	1470	400
7 S	39 E	WM	7	NE NW	12.0	1873	N-04-05	1470	400
7 S	39 E	WM	7	NE NW	20.3	1888	N-04-05	1470	400
7 S	39 E	WM	7	NW NW	12.6	1888	N-04-05	1470	400
7 S	39 E	WM	7	NW NW	23.0	1873	N-04-05	1470	400
7 S	39 E	WM	7	SW NW	28.6	1873	N-04-05	1469	500
7 S	39 E	WM	7	SW NW	6.8	1873	N-04-05	1470	500
7 S	39 E	WM	7	SE NW	21.0	1873	N-04-05	1469	500
7 S	39 E	WM	7	SE NW	19.3	1903	N-04-05	1470	500
7 S	39 E	WM	7	NE SW	28.4	1903	N-04-05	1469	601
7 S	39 E	WM	7	NE SW	11.6	1903	N-04-05	1470	601
7 S	39 E	WM	7	NW SW	13.2	1873	N-04-05	1469	600
7 S	39 E	WM	7	NW SW	11.2	1895	N-04-05	1469	600
7 S	39 E	WM	7	SW SW	7.0	1873	N-04-05	1469	601
7 S	39 E	WM	7	SW SW	19.3	1890	N-01 & 03	80169	1600
7 S	39 E	WM	7	SW SW	2.2	1895	N-04-05	1469	601 / 1600
7 S	39 E	WM	7	SE SW	31.0	1890	N-01 & 03	80169	1600
7 S	39 E	WM	7	SE SW	9.0	1895	N-04-05	1469	1600
7 S	39 E	WM	7	NE SE	3.0	1903	N-04-05	1470	601
7 S	39 E	WM	7	NW SE	9.4	1893	N-01 & 03	55559	601
7 S	39 E	WM	7	NW SE	30.6	1895	N-04-05	1469	601
7 S	39 E	WM	7	SW SE	0.7	1895	N-01 & 03	1469	1600
7 S	39 E	WM	7	SW SE	39.1	1890	N-01 & 03	80169	1600
7 S	39 E	WM	7	SE SE	7.2	1890	N-01 & 03	80169	1600
7 S	39 E	WM	17	SW NW	1.2	1893	N-01 & 03	55559	3100
7 S	39 E	WM	18	NE NE	4.3	1887	N-01 & 03	67251	1600
7 S	39 E	WM	18	NE NE	3.5	1893	N-01 & 03	55559	1600
7 S	39 E	WM	18	NE NE	7.4	1890	N-01 & 03	80169	1600
7 S	39 E	WM	18	NW NE	25.1	1890	N-01 & 03	80169	1600
7 S	39 E	WM	18	NW NE	15.0	1887	N-01 & 03	67251	1600
7 S	39 E	WM	18	SW NE	12.7	1887	N-01 & 03	67251	1600
7 S	39 E	WM	18	SW NE	1.1	1887	N-01 & 03	80169	1600
7 S	39 E	WM	18	SW NE	26.2	1893	N-01 & 03	55559	3100
7 S	39 E	WM	18	SE NE	32.5	1893	N-01 & 03	55559	3100
7 S	39 E	WM	18	SE NE	5.0	1887	N-01 & 03	67251	1600
7 S	39 E	WM	18	NE NW	11.8	1887	N-01 & 03	80169	1600
7 S	39 E	WM	18	NE NW	28.0	1890	N-01 & 03	80169	1600
7 S	39 E	WM	18	NW NW	34.3	1890	N-01 & 03	80169	1600
7 S	39 E	WM	18	NW NW	2.5	1887	N-01 & 03	80169	1600
7 S	39 E	WM	18	SW NW	3.9	1887	N-01 & 03	80169	1600
7 S	39 E	WM	18	SW NW	28.4	1890	N-01 & 03	80169	1600
7 S	39 E	WM	18	SE NW	9.4	1890	N-01 & 03	80169	1600
7 S	39 E	WM	18	SE NW	30.4	1887	N-01 & 03	80169	1600
7 S	39 E	WM	18	NE SW	17.3	1887	N-01 & 03	80169	1600
7 S	39 E	WM	18	NE SW	20.1	1890	N-01 & 03	80169	1600

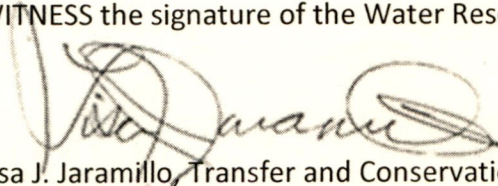
Twp	Rng	Mer	Sec	Q-Q	Acres	Date	POD	Cert	Tax Lot
7 S	39 E	WM	18	NW SW	21.3	1890	N-01 & 03	80169	1600
7 S	39 E	WM	18	NE SE	39.1	1893	N-01 & 03	55559	3100
7 S	39 E	WM	18	NW SE	35.7	1893	N-01 & 03	55559	3100
7 S	39 E	WM	18	NW SE	3.4	1890	N-01 & 03	80169	3100
Total					975.6				

This certificate corrects a scrivener's error description of the location of the point of diversion and describes that portion of water right Certificate 83738, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered FEB 23 2023 approving Transfer Application T-13111.

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 **FEB 23 2023**



Lisa J. Jaramillo, Transfer and Conservation Section Manager, for  
 Thomas M. Byler, Director  
 Oregon Water Resources Department

