

STATE OF OREGON  
COUNTIES OF BAKER AND UNION  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

HART ESTATE INVESTMENTS  
218 LEMMON DR.  
RENO, NV 89506

BOYD, ISABEL  
221 SE COWLS ST.  
MCMINNVILLE, OR 97128

FRITZ, ROSS E.  
RT 1, BOX 51  
NORTH POWDER, OR 97867

PARKER, CLIFFORD  
49621 ELLIS RD  
NORTH POWDER, OR 97867

WALLENDER, FRED  
65228 AIRPORT LN  
LAGRANDE, OR 97850

PETERS, JAMES F.  
7643 DAVIS PEAK,  
LITTLETON, CO 80127

confirms the right to use the waters of the North Powder River, a tributary of Powder River for irrigation of 777.1 acres, livestock and domestic.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Union County. The decree is of record at Salem, in the Order Record of the Water Resources Director, in Volume 3, at Page 252.

The use of water is limited to an amount actually beneficially used for said purposes, and shall not exceed a rate of flow from March 1 to July 1 as described below by the tract and priority date:

TRACT	PRIORITY	ACRES	RATE (cfs)	PRIORITY	ACRES	RATE (cfs)	PRIORITY	ACRES	RATE (cfs)
1	1879	105.5	2.64	--	--	--	--	--	--
2	1879	95.0	1.68	--	--	--	--	--	--
3	1873	78.2	1.42	1888	143.4	2.60	1903	122.9	2.23
4	1871	160.0	4.00	1883	50.5	1.24	1899	40.0	1.00

The four tracts combined shall not exceed the rate of 9.71 cubic feet per second from July 1<sup>st</sup> to October 1<sup>st</sup> of each year.

The total quantity diverted during each irrigation season is not to exceed 2,490.00 acre-feet.

The points of Diversion are located as follows:

POD#	DITCH NAME	Twp	Rng	Mer	Sec	Q-Q	Measured Distances
N-03	BULGER DITCH	7 S	38 E	WM	18	SW SE	730 FEET NORTH AND 1370 FEET WEST FROM THE SOUTHWEST CORNER OF SECTION 18
N-04	HUTCHINSON HILLSIDE DITCH	7 S	38 E	WM	18	SW SE	730 FEET NORTH AND 1370 FEET WEST FROM THE SOUTHWEST CORNER OF SECTION 18
N-05	GARDNER MILLRACE DITCH	6 S	38 E	WM	5	NW NE	2760 FEET SOUTH AND 2380 FEET WEST FROM THE EAST ¼ CORNER OF SECTION 32
N-11	SUNNYSLOPE ELLIS DITCH	6 S	38 E	WM	36	NW SW	2774 FEET SOUTH AND 370 FEET EAST FROM THE NW CORNER OF SECTION 36

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

TRACT 1									
Twp	Rng	Mer	Sec	Q-Q	Acres	Priority Date	POD	USE	Taxlot
6 S	38 E	WM	36	NE SW	4.5	1879	N-11	IR	6800
6 S	38 E	WM	36	NE SE	37.0	1879	N-11	IR	6800
6 S	38 E	WM	36	NW SE	29.0	1879	N-11	IR	6800
6 S	39 E	WM	31	NW SW	35.0	1879	N-11	IR	4700
Total					105.5				

TRACT 2									
Twp	Rng	Mer	Sec	Q-Q	Acres	Date	POD	USE	Taxlot
7 S	38 E	WM	14	NW NE	19.0	1879	N-03	IR	100
7 S	38 E	WM	14	SW NE	40.0	1879	N-03	IR	200
7 S	38 E	WM	14	NE NW	36.0	1879	N-03	IR	100
Total					95.0				

TRACT 3									
Twp	Rng	Mer	Sec	Q-Q	Acres	Date	POD	USE	Taxlot
7 S	38 E	WM	1	NE SW	40.0	*N/S	N-04	I*	100
7 S	38 E	WM	1	NW SW	40.0	*N/S	N-04	I*	100
7 S	38 E	WM	1	SE SW	40.0	*N/S	N-04	I*	200
7 S	38 E	WM	1	SW SE	25.0	*N/S	N-04	I*	200
7 S	38 E	WM	1	SE SE	7.5	*N/S	N-04	I*	200
7 S	38 E	WM	2	NE SW	21.5	*N/S	N-04	I*	700
7 S	38 E	WM	2	NW SW	29.4	*N/S	N-04	I*	700
7 S	38 E	WM	2	SW SW	36.2	*N/S	N-04	I*	700
7 S	38 E	WM	2	SE SW	30.4	*N/S	N-04	I*	700
7 S	38 E	WM	2	NW SE	28.5	*N/S	N-04	I*	500
7 S	38 E	WM	2	SW SE	31.0	*N/S	N-04	I*	500
Total					329.5				

TRACT 4									
Twp	Rng	Mer	Sec	Q-Q	Acres	Date	POD	USE	Taxlot
7 S	38 E	WM	2	NW NE	4.0	*N/S	N-04	I*	400
7 S	38 E	WM	2	NW NE	36.0	*N/S	N-05	I*	400
7 S	38 E	WM	2	SW NE	35.0	*N/S	N-04	I*	400
7 S	38 E	WM	2	NE NW	11.0	*N/S	N-04	I*	400
7 S	38 E	WM	2	NE NW	29.0	*N/S	N-05	I*	400
7 S	38 E	WM	2	NW NW	15.0	*N/S	N-05	I*	601
7 S	38 E	WM	2	NW NW	25.0	*N/S	N-04	I*	601
7 S	38 E	WM	2	SW NW	33.1	*N/S	N-04	I*	601
7 S	38 E	WM	2	SE NW	27.0	*N/S	N-04	I*	400
7 S	38 E	WM	3	NE NE	32.0	*N/S	N-05	I*	601
Total					247.1				

NOTE: \*N/S means the priority is "Not Specific" to the location.

This certificate describes that portion of water right Certificate 83782, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered JUL 31 2023, approving Transfer Application T-11634.

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 JUL 31 2023.

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 Lisa J. Jaramillo, Transfer and Conservation Section Manager, for  
 THOMAS M BYLER, DIRECTOR  
 Oregon Water Resources Department

