

The Hills are working with me on this application, Rick Lusk - WM #8



Oregon Water Resources Department 725  
Summer Street NE, Suite A  
Salem Oregon 97301-1271  
(503) 986-0900  
www.wrd.state.or.us

# Application for a Permit to Use Ground Water

Please type or print in dark ink. If your application is found to be incomplete or inaccurate, we will return it to you. If any requested information does not apply to your application, insert "n/a." Please read and refer to the instructions when completing your application. A summary of review criteria and procedures that are generally applicable to these applications is available at [www.wrd.state.or.us/OWRD/PUBS/forms.shtml](http://www.wrd.state.or.us/OWRD/PUBS/forms.shtml).

## 1. APPLICANT INFORMATION

### A. Individuals

Applicant: Elmer ad Jans Hill  
First Last

Mailing Address: Box 226  
North Powder OR 97867  
City State Zip

Phone: 541-898-2164 Cell 541-962-5766  
Home Work Other

\*Fax: 541-898-2164 \*Email Address: hillranch@eani.com

### B. Organizations

(Corporations, associations, firms, partnerships, joint stock companies, cooperatives, public and municipal corporations)

Name of Organization: \_\_\_\_\_

Name and Title of Person Applying: \_\_\_\_\_

Mailing Address or Organization: \_\_\_\_\_

\_\_\_\_\_  
City State Zip

Phone : \_\_\_\_\_  
Day Evening

\*Fax: \_\_\_\_\_ \*Email Address: \_\_\_\_\_

\*Optional

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WATER RESOURCES DEPT  
SALEM, OREGON

For Department Use		
App. No. _____	Permit No. _____	Date _____

2. PROPERTY OWNERSHIP

Yes (Please check appropriate box below then skip to section 3 'Ground Water Development')

- There are no encumbrances
This land is encumbered by easements, rights of way, roads or other encumbrances (please provide a copy of the recorded deed(s))

No (Please check the appropriate box below)

- I have a recorded easement or written authorization permitting access.
I do not currently have written authorization or easement permitting access.
Written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submersible lands, and this application is for irrigated and/or domestic use only (ORS 274.040).

You must provide the legal description of: (1) the property from which the water is to be diverted, (2) any property crossed by the proposed ditch, canal or other work, and (3) any property on which the water is to be used as depicted on the map.

List the names and mailing addresses of all affected landowners.

Janis + Elmer Hill
Box 226
North Powder, OR 97867

3. GROUND WATER DEVELOPMENT

A. Well Information

Number of well(s): 2

Name of nearest surface water body: North Powder River

Distance from well(s) to nearest stream or lake:

1) 1500' 2) 1500' 3) 4)

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If distance from surface water is less than one mile, indicate elevation difference between nearest surface water and well head:

1) 15' 2) 15' 3) 4)

B. Well Characteristics

Wells must be constructed according to standards set by the Department for the construction and maintenance of water wells. If the well is already constructed, please enclose a copy of the well constructor's log and the well ID number, if available, for each well with this application. Identify each well with a number corresponding to the wells designated on the map and proceed to section 4 of the form. If the well has not been constructed, or if you do not have a well log, please complete the following:

Well(s) will be constructed by:

Will be decided by bid

Mailing Address: not known as of yet

City State Zip

Completion Date: April 1, 2009

Please provide a description of your well development. (Attach additional sheets if needed.)

Well No.	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
1	8"	Steel 0.25" wall	300'	100' to bottom	100'	100'	100' not known	3/4" plug	300'
2	8"	Steel 0.25" wall	300'	100' to bottom	100'	100'	100' not known	3/4" plug	300'

Note: Well numbers in this listing must correspond to well locations(s) shown on accompanying map.  
 If well log is not available, or well is not yet constructed, you must provide: proposed total depth, depth of casing and seal, and the anticipated perforation and open intervals. *all of above is best estimate*

**C. Artesian Flows**

If your water well is flowing artesian, describe your water control and conservation works:

N/A

**4. WATER USE**

Please read the instruction booklet for more details on "type of use" definitions, how to express how much water you need and how to identify the water source you propose to use. You must fill out a supplemental form for some uses as they require specific information for that type of use.

**A. Type(s) of Use(s)**

See list of beneficial uses provided in the instructions.

- If your proposed use is **domestic**, indicate the number of households to be supplied with water: \_\_\_\_\_
- If your proposed use is **irrigation**, please attach **Form I**
- If your proposed use is **mining**, attach **Form R**
- If your proposed use is **municipal or quasi-municipal**, attach **Form M**
- If your proposed use is **commercial/industrial**, attach **Form Q**

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**B. Amount of Water**

Provide the production rate in gallons per minute (gpm) and the total annual amount of water you need from each well, from each source or aquifer, for each use. You do not need to provide source information if you are submitting a well log with your application.

Well No.	Source or aquifer	Type of use	Total rate of water requested (in gpm)	Total annual quantity (in gallons)	Production rate of well (in gpm)
1	alluvial	Irrigation or Supplemental IS	600 gpm	600 AF	600 gpm
2	alluvial	Irrigation or Supplemental IS	600 gpm	600 AF	600 gpm

**C. Maximum Rate of Use Requested**

What is the maximum, instantaneous rate of water that will be used? 600 gpm  
 (The fees for your application will be based on this amount.)

**D. Period of Use**

Indicate the time of year you propose to use the water: March 1 - Oct 31 as needed  
 (For seasonal uses like irrigation give dates when water use would begin and end, e.g. March 1-October 31.)

**E. Acreage**

If you will be applying water to land, indicate the total number of acres where water will be applied or used: 201.5  
 (This number should be consistent with your application map.)

**5. WATER MANAGEMENT**

**A. Diversion**

What method will you use to divert water from the source?

- Pump (give horsepower and pump type): to be determined
- other means (describe): N/A

**B. Transport**

How will you transport water to your place of use?

- Ditch or canal (give average width and depth):  
 Width N/A Depth

Is the ditch or canal to be lined?  Yes  No

- Pipe (give diameter and total length): from well to existing sump

Diameter 6" Length 200'

- other, describe: rough estimate

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**C. Application/Distribution Method**

What equipment will you use to apply water to your place of use?

Wheel line, hand line

Irrigation or land application method (check all that apply):

- Flood
- High pressure sprinkler
- Low pressure sprinkler
- Drip
- Water Cannons
- Center pivot system
- Hand Lines
- Wheel Lines
- Siphon tubes or gated pipe with furrows
- other, describe: \_\_\_\_\_

Distribution method

- Direct pipe from source
- In-line storage (tank or pond)
- Open Canal

**E. Conservation**

What methods will you use to conserve water? Why did you choose this distribution or application method? Have you considered other methods to transport, apply, distribute or use water? For example, if you are using sprinkler irrigation rather than drip irrigation, explain. If you need additional space, attach a separate sheet.

using sprinkler instead of flood

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**6. PROJECT SCHEDULE**

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Indicate the anticipated dates that the following construction tasks should begin. If construction has already begun, or is completed, please indicate that date.

Proposed date construction will begin: April 1, 2009

Proposed date construction will be completed: May 30, 2009

Proposed date beneficial water use will begin: May 30, 2009 - complete application to be Oct 1, 2014

**7. REMARKS**

If you would like to clarify any information you have provided in the application, please do so here and reference the specific application question you are addressing.

[Empty box for remarks]

## 8. MAP REQUIREMENTS

The Department cannot process your application without accurate information showing the source of water and location of water use. You must include a map with this application form that clearly indicates the township, range, section, and quarter/quarter section of the proposed well location and place of use. The map must provide tax lot numbers. See the map guidelines sheet for detailed map specifications.

## 9. SIGNATURE

By my signature below I confirm that I understand:

- I am asking to use water specifically as described in this application.
- Evaluation of this application will be based on information provided in the application packet.
- I cannot legally use water until the Water Resources Department issues a permit to me.
- If I get a permit, I must not waste water.
- If development of the water use is not according to the terms of the permit, the permit can be canceled.
- The water use must be compatible with local comprehensive land use plans.
- Even if the Department issues a permit, I may have to stop using water to allow senior water right holders to get water to which they are entitled.

I swear that all information provided in this application is true and correct to the best of my knowledge:

Elmer D. Will and James M. Hill 9-10-08  
Signature of Applicant (If more than one applicant, all must sign.) Date

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Before you submit your application be sure you have:

- Answered each question completely.
- Attached a legible map which includes township, range, section, quarter/quarter and tax lot number.
- Included a Land Use Information Form or receipt stub signed by a local official.
- Included the legal description of all the property involved with this application. You may supply a copy of the deed, land sales contract, or title insurance policy, to meet this requirement.
- Included a check payable to the Oregon Water Resources Department for the appropriate amount. The Department's fee schedule can be found at [www.wrd.state.or.us](http://www.wrd.state.or.us) or call (503) 986-0900.

**WRD on the web:**  
[www.wrd.state.or.us](http://www.wrd.state.or.us)



# Oregon Water Resources Department

## FORM I FOR IRRIGATION WATER USE

1. Please indicate whether you are requesting a primary or supplemental irrigation water right.

Primary     Supplemental

If supplemental, please indicate the number of acres that will be irrigated for each type of use.

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Primary: 0 Acres

Secondary: 2065 Acres

List the permit or certificate number of the primary water right:

No. cents 52515, 79878,  
82479, 62460

2. Please list the anticipated crops you will grow and whether you will be irrigating them for a full or partial season:

March 1 - Oct 31

- |                     |   |  |
|---------------------|---|--|
| 1. <u>Alfalfa</u>   | <input checked="" type="checkbox"/> Full season | <input type="checkbox"/> Partial season (from: _____ to _____) |
| 2. <u>pasture</u>   | <input checked="" type="checkbox"/> Full season | <input type="checkbox"/> Partial season (from: _____ to _____) |
| 3. <u>grass hay</u> | <input checked="" type="checkbox"/> Full season | <input type="checkbox"/> Partial season (from: _____ to _____) |
| 4. <u>etc.,</u>     | <input checked="" type="checkbox"/> Full season | <input type="checkbox"/> Partial season (from: _____ to _____) |

3. Indicate the maximum total number of acre-feet you expect to use in an irrigation season:

600 acre-feet

(1 acre-foot equals 12 inches of water spread over 1 acre, or 43,560 cubic feet, or 325,851 gallons.)

4. How will you schedule your applications of water? Will you be applying water in the evenings, twice a week, daily?

Daily during daytime hours       Daily during nighttime hours

Two or three times weekly during daytime       Two or three times weekly during nighttime

Weekly, during daytime hours       Weekly, during nighttime hours

Other, explain: As needed for crop growth



Oregon Water Resources Department
Land Use Information Form

THIS FORM IS NOT REQUIRED IF: 1) water is to be diverted, conveyed, and/or used only on federal lands; or 2) the application is for a water-right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and all of the following apply: a) only the place of use is proposed for change, b) there are no structural changes, c) the use of water is for irrigation, and d) the use is located in an irrigation district or exclusive farm-use zone.

Applicant Name: Elmer D. Hill
Mailing Address: P.O. Box 226
City: North Powder State: OR Zip: 97867 Day Phone: (541) 898-2164

This application is related to a Measure 37 claim. [ ] Yes [ ] No

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), or used. Applicants for municipal use, or irrigation uses within irrigation districts may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Table with 8 columns: Township, Range, Section, 1/4 1/4, Tax Lot #, Plan Designation (e.g. Rural Residential/RR-5), Water to be: (Diverted, Conveyed, Used), Proposed Land Use:.

List all counties and cities where water is proposed to be diverted, conveyed, or used.

B. Description of Proposed Use

Type of application to be filed with the Water Resources Department:

- Permit to Use or Store Water, Water-Right Transfer, Exchange of Water, Allocation of Conserved Water, Limited Water Use License, Permit Amendment or Ground Water Registration Modification

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Source of water: [ ] Reservoir/Pond [x] Ground Water [ ] Surface Water (name)

Estimated quantity of water needed: 600 400 [ ] cubic feet per second [x] gallons per minute [ ] acre-feet

Intended use of water: [x] Irrigation [ ] Commercial [ ] Industrial [ ] Domestic for household(s) [ ] Municipal [ ] Quasi-municipal [ ] Instream [ ] Other

Briefly describe:

Note to applicant: If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt below and include it with the application filed with the Water Resources Department.

Receipt for Request for Land Use Information

State of Oregon
Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1266



## For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form.

This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

**Please check the appropriate box below and provide the requested information**

Land uses to be served by proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): 301.01(A)

Land uses to be served by proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.)

**If approvals have been obtained but all appeal periods have not ended, check "Being pursued".**

Type of Land-Use Approval Needed (e.g. plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued

Local governments are invited to express special land-use concerns or make recommendations to the Water Resources Department regarding this proposed use of water below, or on a separate sheet.

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**SALEM, OREGON**

Name: Tara Andrews Title: Planning Technician  
 Signature: Tara Andrews Phone: 523-8219 Date: Sept. 10, 08  
 Government Entity: Baker County Planning

**Note to local government representative:** Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

**Receipt for Request for Land Use Information**

Applicant name: \_\_\_\_\_

City or County: \_\_\_\_\_ Staff contact: \_\_\_\_\_

Signature: \_\_\_\_\_ Phone: \_\_\_\_\_ Date: \_\_\_\_\_

DEED 81 12 003

INSTRUMENT NO.

RECORDING DATE

# WARRANTY DEED

B-11875

*Durward E. Hill and Helen M. Hill Husband and wife*

called grantor(s) herein, hereby convey(s) to

*Elmer D. Hill and Jean M. Hill - Husband and wife*

whose address is *Beacon Hill, Ore.*

Land in Baker County, Oregon, as follows:

In Twp. 6 S., R. 39 E., W.M.:

Sec. 22: SE $\frac{1}{4}$ SE $\frac{1}{4}$ .

A parcel in the SW $\frac{1}{4}$ SE $\frac{1}{4}$  described as follows:

Commencing at a point N. 72° 25' E. 3616.2 feet from the corner common to Secs. 21, 22 27 and 28, said twp. and rge.; on the Easterly right of way line of the State Secondary Highway;

thence N. 63° 37' E. 433.3 feet;

thence East 92.8 feet to the East line of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ ;

thence South to the Southeast corner thereof;

thence West along the South line of said SW $\frac{1}{4}$ SE $\frac{1}{4}$  to said

East right of way line;

thence Northerly along said East right of way line to the point of beginning.

Sec. 26: NW $\frac{1}{4}$ NW $\frac{1}{4}$ .

Sec. 27: All that portion of the NE $\frac{1}{4}$  lying East of the State Secondary Highway right of way and East of U. S. Highway 80N access road right of way.

EXCEPTING THEREFROM road right of way conveyed to Baker County, recorded Aug. 10, 1965, Deed 65 32 019.

and covenant(s) that grantor(s) is-are the owner(s) of the above described property free of encumbrances (except) *mortgage in favor of Equitable Life which the grantors here by assent and agree to pay. The lease option recorded 11/5/79 in deed 19 45 032 is here by terminated.*

and will warrant and defend the same against all persons who may lawfully claim the same, except as shown above.

The consideration for this transfer is: *125,000*

Dated: *3/20/81*

X *Durward E. Hill*  
X *Helen M. Hill*

STATE OF OREGON, County of *BAKER* ss:  
*MARCH 20, 1981:*  
Personally appeared the above named  
*DURWARD E. HILL AND*  
*HELEN M. HILL*  
and acknowledged the foregoing instrument to be  
*THEIR* voluntary act. Before me:  
*[Signature]*  
(SEAL) Notary Public for Oregon  
My Commission expires *11-21-94*

(FOR RECORDERS USE)  
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WATER RESOURCES DEPT  
SALEM, OREGON  
26609

PREPARED BY

RETURN TO  
*ELMER D. HILL*  
*PO BOX 726*  
*NORTH POWDER, ORE.*

FILED DOCUMENT RECORDED 8:25 AM ALMA C. JOHNSON, Clerk, Baker County, Ore. March 23, 1981

81 12 004

B-11975

THIS INDENTURE WITNESSETH: That *Elmer D. Hill and Helen M. Hill*  
*Husband and wife*  
of the County of *Baker*, State of *Oregon*, for and in consideration of the sum of  
*Ninety three thousand seven hundred fifty* Dollars (\$ *93,750* ), to *us*  
in hand paid, the receipt whereof is hereby acknowledged, have *we* granted, bargained, sold and conveyed, and  
by these presents do grant bargain, sell and convey unto *Durward E. Hill and Helen M. Hill*  
*Husband and wife*  
of the County of *Baker*, State  
of *Oregon*, the following described premises situated in *Baker* County, State of  
*Oregon*, to-wit:

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Land in Baker County, Oregon, as follows:

In Twp. 6 S., R. 39 E., W.M. 1:  
Sec. 22: *SE 1/4 SE 1/4*

A parcel in the *SW 1/4 SE 1/4* described as follows:

Commencing at a point N. 72° 25' E. 3616.2 feet from the  
corner common to Secs. 21, 22 27 and 28, said twp. and  
rge., on the Easterly right of way line of the State  
Secondary Highway;  
thence N. 63° 37' E. 433.3 feet;  
thence East 92.8 feet to the East line of said *SW 1/4 SE 1/4*;  
thence South to the Southeast corner thereof;  
thence West along the South line of said *SW 1/4 SE 1/4* to said  
East right of way line;  
thence Northerly along said East right of way line to the  
point of beginning.

Sec. 26: *NW 1/4 NW 1/4*

Sec. 27: All that portion of the *NE 1/4* lying East of the State Secondary  
Highway right of way and East of U. S. Highway 80N access  
road right of way.  
EXCEPTING THEREFROM road right of way conveyed to Baker  
County, recorded Aug. 10, 1965, Deed 65 32 019.

Together with the tenements, hereditaments and appurtenances thereto belonging, or in anywise appertaining.  
To have and to hold the same with the appurtenances, unto the said *Elmer D. Hill and Helen M. Hill*  
*Husband and wife*

heirs and assigns forever.

THIS CONVEYANCE is intended as a Mortgage to secure the payment of the sum of  
*Ninety three thousand seven hundred fifty* Dollars  
(\$ *93,750* ) in accordance with the terms of *that* certain promissory note of which the  
following is a substantial copy:

\$ *93,750.00*  
For value received, *we* *Elmer D. Hill and Helen M. Hill* of *Baker* County, *Ore.* promise to pay to the order of  
*Durward E. Hill and Helen M. Hill* of *Baker* County, *Ore.* *Escrow* *Baker, Ore.*  
*Ninety three thousand seven hundred fifty* DOLLARS,  
in lawful money of the United States of America, with interest thereon in like lawful money at the rate of  
*5* per cent. per *ANNUUM* from *MARCH 10, 1954* until paid, payable in *20 ANNUAL*  
installments of not less than \$ *542.35* in any one payment, *together with* the full amount of  
interest due on this note at time of payment of each installment. The first payment to be made on the *20*  
day of *MARCH*, 19*54*, and a like payment on the *20* day of *MARCH* thereafter, until the  
whole sum, principal and interest, has been paid; if any of said installments are not so paid, the whole sum of  
both principal and interest to become immediately due and collectible at the option of the holder of this note.  
In case suit or action is instituted to collect this note, or any portion thereof,  
promise to pay such additional sum as the Court may adjudge reasonable as attorney's fees in said suit or action.  
Due *3-20*, *1954*  
At *Elmer D. Hill*  
*Helen M. Hill*  
No. \_\_\_\_\_

217—INSTALLMENT NOTE.

STEVENS-NEER LAW PUB. CO., PORTLAND, ORE.

The date of maturity of the debt secured by this mortgage is the date on which the last scheduled prin-  
cipal payment becomes due, to-wit: *March 20, 1954*

The mortgagor warrants that the proceeds of the loan represented by the above described note and this mortgage are:

- (a)\* primarily for mortgagor's personal, family, household or agricultural purposes (see Important Notice below),
- (b) ~~for an organization or (even if mortgagor is a natural person) are for business or commercial purposes other than agricultural purposes.~~

Now, if the sum of money due upon said instrument shall be paid according to the agreement therein expressed, this conveyance shall be void; but in case default shall be made in payment of the principal or interest or any part thereof as above provided, then the said *Deborah F. Hill and Helen M. Hill*

*Hill and Hill* and *Hill* legal representatives, or assigns may foreclose the Mortgage and sell the premises above described with all and every of the appurtenances or any part thereof, in the manner prescribed by law, and out of the money arising from such sale, retain the said principal, interest and attorney's fees as provided in said note, together with the cost and charges of making such sale and the surplus, if there be any, pay over to the said *Deborah F. Hill and Helen M. Hill* heirs or assigns.

Witness *CC* handed this *20* day of *March*, 19 *81*.

*Elmer D. Hill*  
*Jane M. Hill*

\*IMPORTANT NOTICE: Delete, by lining out, whichever warranty (a) or (b) is not applicable; if warranty (a) is applicable and if the mortgagee is a creditor, as such word is defined in the Truth-in-Lending Act and Regulation Z, the mortgagee MUST comply with the Act and Regulation by making required disclosures; for this purpose, if this instrument is to be a FIRST lien to finance the purchase of a dwelling, use Stevens-Ness Form No. 1305 or equivalent; if this instrument is NOT to be a first lien, use Stevens-Ness Form No. 1306, or equivalent

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STATE OF OREGON,  
County of *Baker* } ss.

BE IT REMEMBERED, That on this *20<sup>th</sup>* day of *MARCH*, 19 *81*, before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named *ELMER D. HILL AND JANE M. HILL*

known to me to be the identical individual<sup>s</sup> described in and who executed the within instrument and acknowledged to me that *THEY* executed the same truly and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written.

*Calvin W. Stead*  
Notary Public for Oregon.  
My Commission expires *11-21-84*

**MORTGAGE**  
(FORM No. 7)  
STEVENS-NESS LAW PUB. CO., PORTLAND, ORE.

---

TO

---

AFTER RECORDING RETURN TO  
*LAND TITLE ESCROW*

**86610**  
SPACE RESERVED FOR RECORDER'S USE

STATE OF OREGON, } ss.  
County of *Baker*

I certify that the within instrument was received for record on the *23rd* day of *March*, 19 *81*, at *8:25* o'clock *A.M.*, and recorded in book/reel/volume No. \_\_\_\_\_ on page \_\_\_\_\_ or as document/tee/file/instrument/microfilm No. \_\_\_\_\_ Record of Mortgages of said County.

Witness my hand and seal of County affixed.

*Anita C. Johnson Co. Clerk*  
NAME TITLE  
By *Carol M. Lemm* Deputy

STATE OF OREGON  
COUNTY OF BAKER  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ELMER HILL  
P.O. BOX 226  
NORTH POWDER, OREGON 97867

confirms the right to use the waters of SUMP 1 in the NORTH POWDER RIVER BASIN for the purpose of SUPPLEMENTAL IRRIGATION OF 201.5 ACRES.

The right has been perfected under Permit G-8871. The date of priority is NOVEMBER 15, 1979. The right is limited to not more than 0.67 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the sump.

The sump is located as follows:

SW 1/4 SE 1/4, SECTION 22, T 6 S, R 39 E, W.M.; 1200 FEET NORTH AND 1580 FEET WEST FROM THE SE CORNER OF SECTION 22.

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 ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

The right shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right, and to which such right is appurtenant, is as follows:

SW 1/4 SE 1/4	11.3 ACRES
SE 1/4 SE 1/4	39.7 ACRES
SECTION 22	
NW 1/4 NW 1/4	40.0 ACRES
SECTION 26	
NE 1/4 NE 1/4	40.0 ACRES
NW 1/4 NE 1/4	25.2 ACRES
SW 1/4 NE 1/4	9.2 ACRES
SE 1/4 NE 1/4	36.1 ACRES
SECTION 27	
TOWNSHIP 6 SOUTH, RANGE 39 EAST, W.M.	

**RECEIVED**

OCT 09 2008

WATER RESOURCES DEPT  
SALEM, OREGON

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.

WITNESS the signature of the Water Resources Director, affixed this date OCTOBER 24, 1989.

/s/ WILLIAM H. YOUNG  
Water Resources Director

Recorded in State Record of Water Right Certificates numbered 62460

G-9471.JW