

STATE OF OREGON

COUNTY OF UNION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROSS A. BINGAMAN
64905 HULL LANE
IMBLER, OREGON 97841

confirms the right to use the waters of WILLOW CREEK, a tributary of GRANDE RONDE RIVER, for IRRIGATION OF 66.3 ACRES.

This right was perfected under Permit 18990. The date of priority is SEPTEMBER 16, 1949. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.80 CUBIC FOOT PER SECOND (IF AVAILABLE AT THE ORIGINAL POINTS OF DIVERSION LOCATED WITHIN THE NW 1/4 NW 1/4 AND NE 1/4 NW 1/4, SECTION 8 AND; NE 1/4 NE 1/4, SECTION 7, TOWNSHIP 1 SOUTH, RANGE 39 EAST, W.M.), or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NW 1/4 NW 1/4, SECTION 8, TOWNSHIP 1 SOUTH, RANGE 39 EAST, W.M.; 2213 FEET NORTH AND 550 FEET EAST FROM THE WEST 1/4 CORNER OF SECTION 8.

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

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

NE 1/4 NW 1/4 0.4 ACRE
SW 1/4 NW 1/4 25.9 ACRES
SE 1/4 NW 1/4 40.0 ACRES

SECTION 8

TOWNSHIP 1 SOUTH, RANGE 39 EAST, W.M.

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within the 60 days of the date of service.

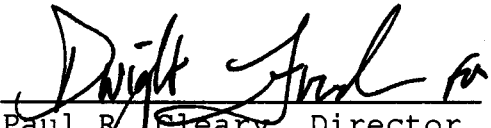
This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered JULY 28, 1999, and supersedes Certificate 27136, State Record of Water Right Certificates.

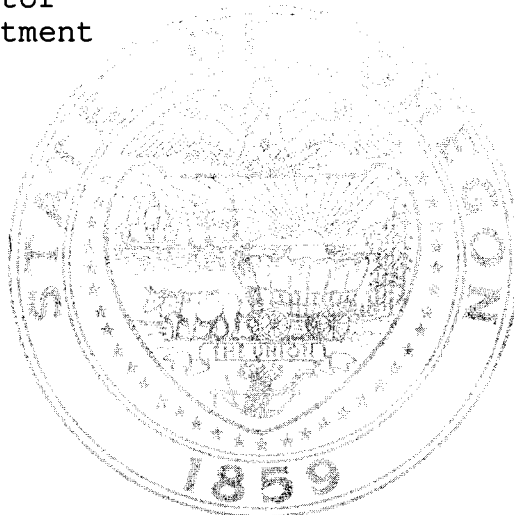
The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

The water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable measuring device for measuring and recording the quantity of water diverted. The type and plans of the headgate or measuring device must be approved by the Department.

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. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

Issued January 15, 2004.


Paul R. Cleary, Director
Water Resources Department



Recorded in State Record of Water Right Certificates Number 80531.

T-8084A.SB