

STATE OF OREGON

COUNTY OF LAKE

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

COLAHAN ENTERPRISES  
45190 HWY 31  
PAISLEY, OREGON 97636

confirms the right to use the waters of CHEWAUCAN RIVER, a tributary of LAKE ABERT, for IRRIGATION OF 309.1 ACRES.

This right was perfected under Permit 31344. The date of priority is OCTOBER 17, 1966. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 7.05 CUBIC FEET PER SECOND, 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 26, TOWNSHIP 33 SOUTH, RANGE 18 EAST, W.M.; 440 FEET SOUTH AND 925 FEET EAST FROM THE NW CORNER OF SECTION 26.

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 4.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. This right is limited to any deficiency in the available supply of any prior right existing for the same land.

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

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

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

NE 1/4 NE 1/4	41.6 ACRES
NW 1/4 NE 1/4	41.4 ACRES
SW 1/4 NE 1/4	38.8 ACRES
SE 1/4 NE 1/4	41.1 ACRES
SE 1/4 NW 1/4	39.6 ACRES
NE 1/4 SW 1/4	19.9 ACRES
NW 1/4 SW 1/4	6.3 ACRES
SE 1/4 SW 1/4	7.0 ACRES
NE 1/4 SE 1/4	8.7 ACRES
SW 1/4 SE 1/4	2.0 ACRES

SECTION 23

NE 1/4 NW 1/4	1.2 ACRES
NW 1/4 NW 1/4	40.6 ACRES
SW 1/4 NW 1/4	20.7 ACRES
NW 1/4 SW 1/4	0.2 ACRE


TOWNSHIP 33 SOUTH, RANGE 18 EAST, W.M.

THIS CERTIFICATE IS ISSUED TO CORRECTLY DESCRIBE THE PLACE OF USE AND SUPERSEDES CERTIFICATE 64859.

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. 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 February 17, 2005.

  
 Phillip E. Ward, Director  
 Water Resources Department

Recorded in State Record of Water Right Certificates Number 81170.

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