

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.

STATE OF OREGON
COUNTY OF UMATILLA
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

HWC Inc.
C/O Gerald Christian
P.O. Box 826
Hermiston, OR 97838

confirms the right to use the waters of WELLS NO. 1, 2 AND 4 in the UMATILLA RIVER BASIN for IRRIGATION OF 214.2 ACRES.

This right was perfected under Permit G-5044. The date of priority is SEPTEMBER 2, 1970 FOR 1.678 CUBIC FEET PER SECOND (CFS) AND AUGUST 16, 1971 FOR 0.999 CFS. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 2.677 CFS, or its equivalent in case of rotation, measured at the well.

The wells are located as follows:

WELL NO. 1 - SW 1/4 NE 1/4, SECTION 29, TOWNSHIP 4 NORTH, RANGE 28 EAST, W.M.; 1330 FEET SOUTH AND 1340 FEET WEST FROM THE NE CORNER OF SECTION 29;

WELL NO. 2 - SW 1/4 NW 1/4, SECTION 28, TOWNSHIP 4 NORTH, RANGE 28 EAST, W.M.; 1350 FEET SOUTH AND 10 FEET EAST FROM THE NE CORNER OF SECTION 29; AND

WELL NO. 4 - SE 1/4 NW 1/4, SECTION 28, TOWNSHIP 4 NORTH, RANGE 28 EAST, W.M.; 1340 FEET SOUTH AND 1320 FEET EAST FROM THE NW CORNER OF SECTION 28.

T-7102.RA

Certificate Number 81245

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-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; provided further the wells shall not exceed 190 feet nor appropriate water from an aquifer below the depth of the alluvial gravels.

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:

NW 1/4 NW 1/4	1.8 ACRES
SW 1/4 NW 1/4	32.0 ACRES
SE 1/4 NW 1/4	24.8 ACRES

SECTION 28

NE 1/4 NE 1/4	39.0 ACRES
NW 1/4 NE 1/4	39.0 ACRES
SW 1/4 NE 1/4	9.6 ACRES
SE 1/4 NE 1/4	20.0 ACRES
NE 1/4 NW 1/4	35.2 ACRES
NW 1/4 NW 1/4	11.4 ACRES
SE 1/4 NW 1/4	1.4 ACRES

SECTION 29

TOWNSHIP 4 NORTH, RANGE 28 EAST, W.M.

The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described.


The quantity of water diverted at the new point of appropriation (WELL NO. 4), together with that diverted at the original points of appropriation (WELLS 1 and 2), shall not exceed the quantity of water available from the original points of appropriation.

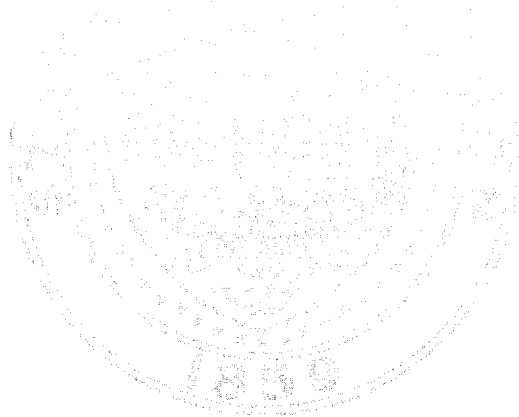
The water user shall install an in-line flow meter or other suitable device for measuring and recording the quantity of water used. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be install under the general supervision of the Department.

This certificate is issued to confirm AN ADDITIONAL POINT OF APPROPRIATION approved by an order of the Water Resources Director entered SEPTEMBER 23, 1994, and together with Certificate 68637, supersedes Certificate 48905, 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.

Issued March 2, 2005.


Phillip C. Ward, Director
Water Resources Department



Recorded in State Record of Water Right Certificates Number 81245.

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