

STATE OF OREGON
COUNTY OF WASCO
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

STATE OF OREGON
WATER RESOURCES DEPARTMENT

confirms the right to use the waters BOULDER CREEK tributary of the WHITE RIVER, for instream use for conservation, maintenance and enhancement of aquatic and fish life, wildlife, fish and wildlife habitat and other ecological values.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Wasco County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 7 and 11, at Pages 196 and 416, respectively. The date of priority is 1911. The amount of water to which this right is entitled is limited to an amount actually beneficially used, and shall not exceed 0.4 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion, from April 1 to October 31.

The description of the stream reach in which flows are to be maintained is as follows:

From the location of the diversion authorized previously under Certificate 80559 for Tract 2 lands, located at:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
4 S	10 E	WM	27	NE SE	2010 Feet North and 180 Feet West from the SE Corner of Section 27; Located approximately at: Latitude N 45.19180 Degrees; Longitude W 121.52433 Degrees

To the MOUTH OF BOULDER CREEK, located approximately as SE ¼ NE ¼ of Section 11, T 5 S, R 10 E, W.M.

The instream right established by this allocation of conserved water shall replace a portion of instream water rights established pursuant to ORS 537.341 or 537.346 and shall be in addition to instream water rights established pursuant to ORS 537.348 or 537.470, unless otherwise specified by a subsequent order establishing a new instream water right.

This certificate is issued to confirm an ALLOCATION OF CONSERVED WATER approved by an order of the Water Resources Director recorded in Special Order Volume 63, Page 166, approving conserved water application CW-35, and together with Certificates 81335 (the remaining right for Tracts 1 and 3) and 81470 (the conserved water remaining right for Tract 2) supercedes Certificate 80559, State Record of Water Right Certificates.

The right is subject to all other terms and conditions of Certificate 80559, and any related decree.

WITNESS the signature of the Water Resources Director, affixed March 24, 2006.


for Phillip C. Ward, Director

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.