

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 LAKE

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JR SIMPLOT COMPANY REVOCABLE TRUST
PO BOX 27
BOISE, IDAHO 83707

confirms the right to use the waters of WELLS 2 AND 3 in the SILVER LAKE BASIN for IRRIGATION OF 3.77 ACRES AND SUPPLEMENTAL IRRIGATION OF 180.7 ACRES.

This right was perfected under Permit G-6670. The date of priority is SEPTEMBER 23, 1974. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 2.31 CUBIC FEET PER SECOND, if available at the original points of appropriation:

[WELL 14 - SW 1/4 SE 1/4, SECTION 21, T 27 S, R 19 E, W.M.; 930 FEET NORTH AND 1570 FEET WEST FROM THE SE CORNER, SECTION 21;

WELL 15 - SE 1/4 NW 1/4, SECTION 28, T 27 S, R 19 E, W.M.; 1910 FEET SOUTH AND 3110 FEET WEST FROM THE NE CORNER, SECTION 28;

WELL 16 - SW 1/4 NW 1/4, SECTION 27, T 27 S, R 19 E, W.M.; 1630 FEET SOUTH AND 220 FEET EAST FROM THE NW CORNER, SECTION 27; AND

WELL 17 - SW 1/4 SW 1/4, SECTION 27, T 27 S, R 19 E, W.M.; 410 FEET NORTH AND 240 FEET EAST FROM THE SW CORNER, SECTION 27],

or its equivalent in case of rotation, measured at the wells.

G-6669 (T-6871RR) .LHN

CERTIFICATE NUMBER 81395

The authorized points of appropriation are located as follows:

WELL 2 - NW 1/4 NE 1/4, SECTION 26, T 28 S, R 14 E, W.M.;
728 FEET SOUTH AND 3144 FEET EAST FROM THE NW CORNER, SECTION 26;

WELL 3 - NW 1/4 NW 1/4, SECTION 25, T 28 S, R 14 E, W.M.;
688 FEET SOUTH AND 1166 FEET EAST FROM THE NW CORNER, SECTION 25.

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.

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:

	<u>SUPPLEMENTAL</u>	<u>PRIMARY</u>
NE 1/4 NE 1/4	29.58 ACRES	
NW 1/4 NE 1/4	18.47 ACRES	
SW 1/4 NE 1/4	29.30 ACRES	
SE 1/4 NE 1/4	38.20 ACRES	
SE 1/4 NW 1/4	0.11 ACRE	
NE 1/4 SW 1/4	0.20 ACRE	
NE 1/4 SE 1/4	31.00 ACRES	
NW 1/4 SE 1/4	33.84 ACRES	
SW 1/4 SE 1/4		0.56 ACRE
SE 1/4 SE 1/4		3.21 ACRES

SECTION 26
TOWNSHIP 28 SOUTH, RANGE 14 EAST, W.M.

The quantity of water diverted at the authorized points of appropriation shall not exceed the quantity of water available from the original points of appropriation.

The wells at the authorized points of appropriation shall be maintained to the well construction standards in effect as of May 10, 1991, and must include an access port.

When required by the Department the water user shall install an in-line flow meter or other suitable devices 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 installed under the general supervision of the Department.

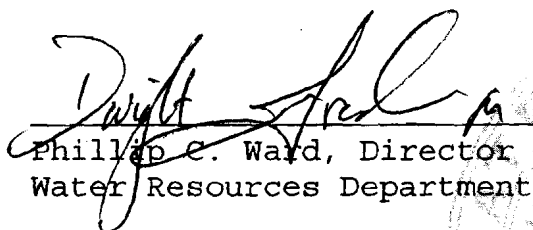
Water shall be acquired from the same aquifer as the original points of appropriation.

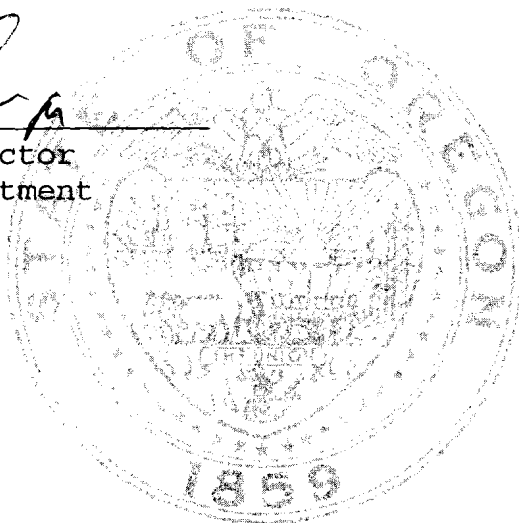
THIS CERTIFICATE IS ISSUED TO CORRECTLY DESCRIBE THE LOCATION OF THE ORIGINAL POINTS OF APPROPRIATION AND SUPERSEDES CERTIFICATE 76363.

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.

Issued JUNE 30, 2005.


Phillip E. Ward, Director
Water Resources Department



Recorded in State Record of Water Right Certificates Number 81395.

G-6669(T-6871RR) .LHN