

STATE OF OREGON
 COUNTY OF WHEELER
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

STATE OF OREGON
 WATER RESOURCES DEPARTMENT

confirms the right to use the waters of the GABLE CREEK, a tributary of BRIDGE CREEK, 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 Wheeler County. The decree is of record at Salem, in the Order Record of the Water Resource Director in Volume 12, at Page 388. The date of priority is 1884, plus one minute. The amount of water to which this right is entitled is limited to an amount actually beneficially used, and shall not exceed the following rates for the specified portion of the irrigation season:

Season	March 1 through June 15	June 16 to October 1
Rate	0.053 cfs	0.029 cfs

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 49834, located at:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
12 S	21 E	WM	5	NW SE	2380 FEET NORTH AND 2270 FEET WEST FROM SE CORNER, SECT. 5

To the MOUTH OF GABLE CREEK, located approximately in:

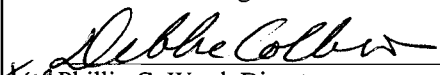
Twp	Rng	Mer	Sec	Q
11 S	21 E	WM	28	NE

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 151, approving Conserved Water Application C-31, and together with the that portion of Transfer 9104 originating from Certificate 49834, supercedes Certificate 49834, State Record of Water Right Certificates.

The right is subject to all other terms and conditions of Certificate 49834, and any related decree.

WITNESS the signature of the Water Resources Director, affixed October 13, 2005.


 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.