

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. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JOHN L. LAMMERS
924 FRAZER DRIVE
WALLA WALLA, WA 99362

confirms the right to use the waters of GUTCHENS SPRING, a tributary of NORTH FORK COTTONWOOD CREEK, AND THOMAS SPRING, ALCORN SPRING AND GOLDWATER SPRING, tributaries of HENRY CREEK for DOMESTIC USE FOR THREE HOUSEHOLDS AND STOCK WATER.

This right was perfected under Permit 41367. The date of priority is SEPTEMBER 17, 1976. This right is limited to 0.025 CUBIC FOOT PER SECOND (CFS), BEING 0.005 CFS from GUTCHENS SPRING for DOMESTIC USE, 0.005 CFS from GUTCHENS SPRING for STOCK WATER, 0.005 CFS from THOMAS SPRING for DOMESTIC USE, 0.005 CFS from ALCORN SPRING for DOMESTIC USE AND 0.005 CFS from GOLDWATER SPRING for STOCK WATER, or its equivalent in case of rotation, measured at the points of diversion from the sources.

The points of diversion are located as follows:

GUTCHENS SPRING: SW 1/4 NW 1/4, SECTION 31, T 6 N, R 38 E, W.M.;
800 FEET NORTH AND 570 FEET EAST FROM THE W 1/4 CORNER, SECTION 31

THOMAS SPRINGS: SW 1/4 SW 1/4, SECTION 31, T 6 N, R 38 E, W.M.;
1350 FEET SOUTH AND 60 FEET EAST FROM THE W 1/4 CORNER, SECTION 31

ALCORN SPRING: SW 1/4 SW 1/4, SECTION 31, T 6 N, R 38 E, W.M.; 1750 FEET SOUTH AND 150 FEET EAST FROM THE W 1/4 CORNER, SECTION 31

GOLDWATER SPRING: SW 1/4 SW 1/4, SECTION 31, T 6 N, R 38 E, W.M.; 2570 FEET SOUTH AND 60 FEET EAST FROM THE W 1/4 CORNER, SECTION 31.

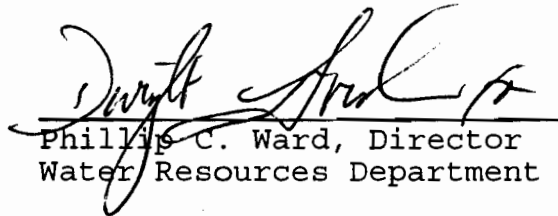
A description of the place of use to which this right is appurtenant is as follows:

NW 1/4 NW 1/4 DOMESTIC USE FOR TWO HOUSEHOLDS
SW 1/4 NW 1/4 DOMESTIC USE FOR ONE HOUSEHOLD AND STOCK
WATER
SW 1/4 SW 1/4 STOCK WATER
SECTION 31
TOWNSHIP 6 NORTH, RANGE 38 EAST, W.M.

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.

WITNESS the signature of the Water Resources Director, affixed

JUL 14 2006


Phillip C. Ward, Director
Water Resources Department

Recorded in State Record of Water Right Certificates numbered 82080.

S-54802.JWG