

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

FRANK MUELLER
ROUTE 1 BOX 1944
HERMISTON, OREGON 97838

confirms the right to use the waters of ONE PIT WELL/INFILTRATION TRENCH (MULLER # 5) in the UMATILLA RIVER BASIN for SUPPLEMENTAL IRRIGATION OF 128.5 ACRES.

This right was perfected under Permit G-7913. The date of priority is DECEMBER 12, 1977. This right is limited to 1.61 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

SE 1/4 SW 1/4, SECTION 36, T 4 N, R 28 E, W.M.; 700 FEET NORTH AND 1350 FEET EAST FROM THE SOUTHWEST CORNER OF SECTION 36.

The amount of water used for irrigation together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

G-8574.JWG

Certificate Number 82168

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

NE 1/4 NW 1/4	19.7 ACRES
SE 1/4 NW 1/4	40.0 ACRES
NE 1/4 SW 1/4	37.8 ACRES
SE 1/4 SW 1/4	31.0 ACRES

SECTION 36

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

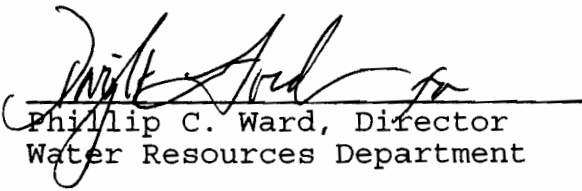
The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

The water user shall install and maintain a weir, meter, or other suitable measuring device and keep a complete record of the amount of ground water withdrawn.

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

WITNESS the signature of the Water Resources Director, affixed

AUG 11 2006


Phillip C. Ward, Director
Water Resources Department

Recorded in State Record of Water Right Certificates number 82168.