

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 GRANT

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JOHN E. FRY
11436 WEST OLYMPUS COURT
BOISE, IDAHO 83713

confirms the right to use the waters of AN UNNAMED SPRING, a tributary of DAVIS CREEK, for DOMESTIC USE FOR ONE HOUSEHOLD, INCLUDING IRRIGATION OF NOT TO EXCEED ½ ACRE OF LAWN AND NON-COMMERCIAL GARDEN.

This right was perfected under Permit 45366. The date of priority is SEPTEMBER 15, 1980. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.005 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

GOVT LOT 3 (NE 1/4 SW 1/4), SECTION 16, T 7 S, R 35.5 E, W.M.;
1600 FEET NORTH AND 600 FEET EAST FROM THE SW CORNER, SECTION 16.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

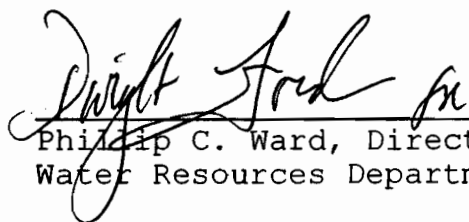
A description of the place of use to which this right is appurtenant is as follows:

GOVT LOT 4 (SE 1/4 SW 1/4) TAX LOT 300
SECTION 16
TOWNSHIP 7 SOUTH, RANGE 35.5 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 SEP 25 2006.

A handwritten signature in dark ink, appearing to read "Philip C. Ward", is written over a horizontal line. The signature is stylized and cursive.

Philip C. Ward, Director
Water Resources Department

Recorded in State Record of Water Right Certificates Number 82296.

S-60671.JWG