

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

PRAIRIE CITY CO-GEN COMPANY
PO BOX 386
PRAIRIE CITY, OREGON 97869

confirms the right to use the waters of 3 WELLS in the JOHN DAY RIVER BASIN for the purpose of INDUSTRIAL USES FOR OPERATION OF CO-GENERATION POWER PLANT (WATER TREATMENT, GLAND WATER, RECHARGE WATER FOR BOILER, COOLING TOWER AND DRINKING WATER).

The right has been perfected under Permit G-10635. The date of priority is FEBRUARY 18, 1986. The right is limited to not more than 400.0 GALLONS PER MINUTE or its equivalent in case of rotation, measured at the wells, AND SHALL BE FURTHER LIMITED TO ANY DEFICIENCY IN SUPPLY FROM THE JOHN DAY RIVER ALLOWED UNDER PERMIT 49760, OR TO PERIODS OF EMERGENCY OR WHEN FLOWS IN THE JOHN DAY RIVER ARE TURBID.

The wells are located as follows:

WELL 1: NE 1/4 NE 1/4, SECTION 10, T 13 S, R 33 E, W.M.; 400 FEET SOUTH AND 1160 FEET WEST FROM NE CORNER, SECTION 10.

WELL 2: NE 1/4 NE 1/4, SECTION 10, T 13 S, R 33 E, W.M.; 590 FEET SOUTH AND 1200 FEET WEST FROM NE CORNER, SECTION 10.

WELL 3: NE 1/4 NE 1/4, SECTION 10, T 13 S, R 33 E, W.M.; 630 FEET SOUTH AND 1140 FEET WEST FROM NE CORNER, SECTION 10.

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Certificate Number 82327

A description of the place of use under the right, and to which such right is appurtenant, is as follows:

NE 1/4 NE 1/4
SECTION 10
TOWNSHIP 13 SOUTH, RANGE 33 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 **JAN 19 2007**



Phillip C. Ward, Director

Recorded in State Record of Water Right Certificates Number 82327.

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