

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

JAMES L. AND SHIRLEY R. WESTBROOK
P.O. BOX 13
RITTER, OREGON 97872

confirms the right to use the waters of the NORTH FORK JOHN DAY RIVER, a tributary of the JOHN DAY RIVER, for IRRIGATION OF 46.2 ACRES.

This right was perfected under Permit 49562. The date of priority is OCTOBER 31, 1985. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.40 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:

NE 1/4 NW 1/4, SECTION 8, T 7 S, R 29 E, W.M.; 100 FEET SOUTH AND 1260 FEET WEST FROM THE NORTH 1/4 CORNER, SECTION 8.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to ONE-FORTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 5.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

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

SW 1/4	SW 1/4	3.2 ACRES
SE 1/4	SW 1/4	17.8 ACRES
SW 1/4	SE 1/4	1.0 ACRE

SECTION 5

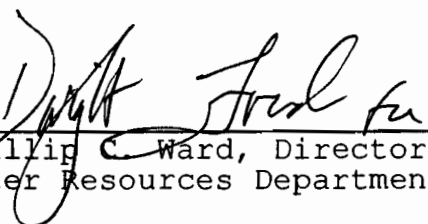
NW 1/4	NE 1/4	11.3 ACRES
NE 1/4	NW 1/4	11.9 ACRES
NW 1/4	NW 1/4	1.0 ACRE

SECTION 8

TOWNSHIP 7 SOUTH, RANGE 29 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 29 2006


 Phillip C. Ward, Director
 Water Resources Department

Recorded in State Record of Water Right Certificates Number 82362.

S-68605.JWG