

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 DESCHUTES

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

AVION WATER COMPANY, INC.
60813 PARRELL ROAD
BEND, OREGON 97702

confirms the right to use the waters of 10 WELLS in the DESCHUTES RIVER BASIN for QUASI-MUNICIPAL USE.

This right was perfected under Permit G-9946. The date of priority is FEBRUARY 27, 1981 FOR 1,595 GALLONS PER MINUTE (GPM) AND NOVEMBER 12, 1982 FOR 300 GPM. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1895 GPM, or its equivalent in case of rotation, measured at the wells.

The wells are located as follows:

China Hat Well #1: NE 1/4 NE 1/4, SECTION 29, TOWNSHIP 18 SOUTH, RANGE 12 EAST, W.M.; 400' SOUTH and 900' WEST from the NE corner of SECTION 29.

Conestoga Well (Well R): NE 1/4 NW 1/4, SECTION 22, TOWNSHIP 18 SOUTH, RANGE 13 EAST, W.M.; 370' SOUTH and 300' WEST from the N 1/4 corner of SECTION 22.

Parrell Road Well: SW 1/4 SW 1/4, SECTION 17, TOWNSHIP 18 SOUTH, RANGE 12 EAST, W.M.; 200' NORTH and 570' EAST from the SW corner of SECTION 17.

Riverbend #1 (Well 5): SW 1/4 NE 1/4, SECTION 19, TOWNSHIP 18 SOUTH, RANGE 12 EAST, W. M.; 1380' SOUTH and 1500' WEST from the NE corner of SECTION 19.

Tekampe #1 (Well C-1): SE 1/4 NE 1/4, SECTION 21, TOWNSHIP 18 SOUTH, RANGE 12 EAST, W.M.; 2240' SOUTH and 310' WEST from the NE corner of SECTION 21.

Tekampe #2 (Well C-3): SE 1/4 NE 1/4, SECTION 21, TOWNSHIP 18 SOUTH, RANGE 12 EAST, W.M.; 2240' SOUTH and 325' WEST from the NE corner of SECTION 21.

Tekampe #3 (Well C-2): SE 1/4 NE 1/4, SECTION 21, TOWNSHIP 18 SOUTH, RANGE 12 EAST, W.M.; 2260' SOUTH and 315' WEST from the NE corner of SECTION 21.

Sundance Well #2 (Well -2): NW 1/4 NE 1/4, SECTION 31, TOWNSHIP 18 SOUTH, RANGE 13 EAST, W.M.; 1225' SOUTH and 1985' WEST from the NE corner of SECTION 31.

Riverbend #2 (Well B-2): SW 1/4 NE 1/4, SECTION 19, TOWNSHIP 18 SOUTH, RANGE 12 EAST, W.M.; 1360' SOUTH and 1490' WEST from the NE corner of SECTION 19.

Boonesborough-McGrath #2: SE 1/4 SE 1/4, SECTION 36, TOWNSHIP 16 SOUTH, RANGE 12 EAST, W.M.; 160' NORTH and 796' WEST from the SE corner of SECTION 36.

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

SE 1/4 SW 1/4	NE 1/4 SW 1/4
SW 1/4 SE 1/4	S 1/2 SE 1/4
SECTION 34	SECTION 36

SE 1/4 SW 1/4
SECTION 35
TOWNSHIP 17 SOUTH, RANGE 12 EAST, W.M.

SW 1/4 SW 1/4
E 1/2 SW 1/4
NW 1/4 SE 1/4
SECTION 31
TOWNSHIP 17 SOUTH, RANGE 13 EAST, W.M.

NE 1/4	NW 1/4
NW 1/4	SECTION 14
SW 1/4	
W 1/2 SE 1/4	W 1/2 NE 1/4
SECTION 1	E 1/2 NW 1/4
	E 1/2 SW 1/4

NE 1/4
SECTION 15

NE 1/4 NW 1/4	SW 1/4 SE 1/4
W 1/2 NW 1/4	SECTION 16
SW 1/4	

SE 1/4
SECTION 2

	NE 1/4
	E 1/2 NW 1/4
NE 1/4	N 1/2 SE 1/4
E 1/2 NW 1/4	SECTION 21
SE 1/4	

SECTION 3

	W 1/2 NW 1/4
	W 1/2 SW 1/4
SW 1/4 SE 1/4	SE 1/4 SW 1/4
SECTION 4	SW 1/4 SE 1/4
	SECTION 22

SECTION 4

SECTION 22

N 1/2 NE 1/4	NE 1/4 NW 1/4
SECTION 9	SECTION 27

SECTION 9

SECTION 27

ALL
SECTION 10

SECTION 10

W 1/2 NE 1/4
S 1/2 NW 1/4
N 1/2 SW 1/4
W 1/2 SE 1/4
SECTION 12

TOWNSHIP 18 SOUTH, RANGE 12 EAST, W.M.

NE¼
NW¼ NW¼
SECTION 6
TOWNSHIP 18 SOUTH, RANGE 13 EAST, W.M.

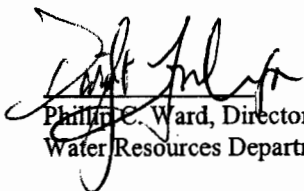
The wells shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

The works shall include an airline and pressure gauge or an access port for measuring line, adequate to determine water level elevation in the well at all times.

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.

Issued AUG 04 2008


Phillip C. Ward, Director
Water Resources Department

Recorded in State Record of Water Right Certificates Number 82418.