

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.

STATE OF OREGON

COUNTY OF GRANT

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

BROKEN LEG RANCH
PO BOX 932
MT VERNON, OREGON 97865

confirms the right to use the waters of JOHN DAY RIVER, a tributary of the COLUMBIA RIVER, for SUPPLEMENTAL IRRIGATION OF 16.0 ACRES.

This right was perfected under Permit 27283. The dates of priority are MARCH 29, 1961 for 0.19 CUBIC FOOT PER SECOND (CFS), and APRIL 19, 1961 for 0.21 CFS. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.40 CFS, or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion (POD) are located as follows:

POD 1: NW 1/4 NW 1/4, SECTION 26, T 13 S, R 29 E, W.M.; 20 FEET SOUTH AND 340 FEET EAST FROM THE SE CORNER, SECTION 22.

POD 2: SW 1/4 SE 1/4, SECTION 22, T 13 S, R 29 E, W.M.; 40 FEET NORTH AND 1830 FEET WEST FROM THE SE CORNER, SECTION 22..

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 each acre irrigated during the irrigation season of each year.

T-5396.JWG

Certificate Number 82448

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:

SW 1/4 SW 1/4 8.2 ACRES
SE 1/4 SW 1/4 0.1 ACRE
SECTION 23

NE 1/4 NW 1/4 4.0 ACRES
NW 1/4 NW 1/4 3.7 ACRES
SECTION 26

TOWNSHIP 13 SOUTH, RANGE 29 EAST, W.M.

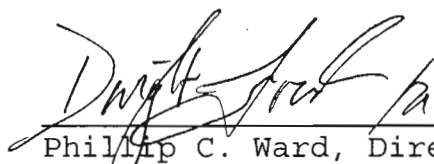
The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

This certificate is issued to confirm a change in PLACE OF USE approved by an order of the Water Resources Director entered on DECEMBER 6, 1981, approving Transfer Application 5396, and together with Certificate 51852, supersedes Certificate 31966, State Record of Water Right Certificates.

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

NOV 17 2006



Phillip C. Ward, Director
Oregon Water Resources Department

Recorded in State Record of Water Right Certificates numbered 82448