

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 WALLOWA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CARPENTER LAND AND CATTLE COMPANY  
ROUTE 1 BOX 468  
IMNAHA, OREGON 97842

confirms the right to use the waters of the IMNAHA RIVER, a tributary of the SNAKE RIVER, for IRRIGATION OF 13.3 ACRES.

This right was perfected under Permit 48759. The date of priority is AUGUST 6, 1984. This right is limited to 0.33 CUBIC FOOT PER SECOND (CFS) or its equivalent in case of rotation, being 0.06 CFS from POINT OF DIVERSION (POD) # 1, and 0.27 CFS from POD # 2, measured at the points of diversion from the source.

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

POD # 1: SE 1/4 SW 1/4, SECTION 23, T 1 S, R 48 E, W.M.; 300 FEET NORTH AND 3030 FEET WEST FROM THE SE CORNER, SECTION 23.

POD # 2: NE 1/4 NW 1/4, SECTION 26, T 1 S, R 48 E, W.M.; 1200 FEET SOUTH AND 3370 FEET WEST FROM THE NE CORNER, SECTION 26.

The amount of water used for irrigation together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-FORTIETH of one cubic foot per second (or its equivalent) and 4.0 acre-feet 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:


POD #1  
SE 1/4 SW 1/4 2.3 ACRES  
SECTION 23

POD #2  
SE 1/4 NW 1/4 7.8 ACRES  
NE 1/4 SW 1/4 3.2 ACRES  
SECTION 26

TOWNSHIP 1 SOUTH, RANGE 48 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 **OCT 27 2006**

  
Phillip C. Ward, Director  
Water Resources Department

Recorded in State Record of Water Right Certificates numbered 82515.

S-68146.JWG