

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 WHEELER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

McKENZIE WILLAMETTE PROPERTIES, LLC
PO BOX 3
SPRINGFIELD, OREGON 97477

confirms the right to use the waters of HENRY CREEK, a tributary of the JOHN DAY RIVER, for IRRIGATION OF 24.6 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for GRANT COUNTY. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 15, at Page 461. The date of priority is 1881.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed ONE-FORTIETH cubic foot per second per acre irrigated to June 1, and ONE-EIGHTIETH cubic foot per second per acre thereafter; further limited to ONE acre-foot per acre per calendar month prior to June 1 and FOUR acre-feet per acre during season April 1 to September 30, measured at point of diversion.

The point of diversion is located as follows:

SW 1/4 NW 1/4, SECTION 4, T 8 S, R 25 E, W.M.; 1750 FEET SOUTH AND 200 FEET EAST FROM THE NW CORNER, SECTION 4.

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

NW 1/4 NW 1/4	4.0 ACRES
SW 1/4 NW 1/4	18.0 ACRES
NW 1/4 SW 1/4	2.6 ACRES

SECTION 4

TOWNSHIP 8 SOUTH, RANGE 25 EAST, W.M.

The quantity of diverted at the new point of diversion shall not exceed the quantity of water available at the old point of diversion under the subject right, and shall not exceed ONE-FORTIETH cubic foot per second per acre of land irrigated.

When in the judgment of the Watermaster it becomes necessary to install headgates and measuring devices:

the diversion works shall include an in-line flow meter, a weir, or other suitable device for measuring the water to which the wateruser is entitled;

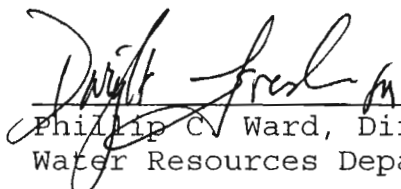
the type and plans of the measuring device be approved by the Watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said Watermaster.

This certificate is issued to confirm a change in PLACE OF USE AND POINT OF DIVERSION approved by an order of the Water Resources Director entered January 28, 1987, approving Transfer Application 5703, and supersedes Certificate 25150, State Record of Water Right Certificates.

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 and is subject to all other conditions and limitations contained in said decree.

WITNESS the signature of the Water Resources Director, affixed

NOV 03 2006



Phillip C. Ward, Director
Water Resources Department

Recorded in State Record of Water Right Certificates Number 82559.