

STATE OF OREGON

COUNTY OF GRANT

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

W. and E. MILLER RANCHES INC.
KIMBERLY OR 97848

confirms the right to use the waters of the NORTH FORK JOHN DAY RIVER, a tributary of the JOHN DAY RIVER, for IRRIGATION of 26.6 ACRES.

This right was perfected under Permit S-26207. The date of priority is JUNE 2, 1959. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.39 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion.

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
9 S	27 E	WM	8	NE NE	1650 FEET SOUTH AND 2450 FEET WEST FROM THE NE CORNER OF THE SWSW OF SECTION 4
9 S	27 E	WM	9	NW NW	1550 FEET SOUTH AND 470 FEET WEST FROM THE NE CORNER OF THE SWSW OF SECTION 4

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 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. 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:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
9 S	27 E	WM	4	SW SW	20.0
9 S	27 E	WM	5	SE SE	1.2
9 S	27 E	WM	8	NE NE	2.4
9 S	27 E	WM	9	NW NW	3.0

This certificate describes that portion of the water right confirmed by Certificate 36057, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered November 8, 2006, approving Transfer Application 9631.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

WITNESS the signature of the Water Resources Director, affixed November 9, 2006.


Phillip C. Ward, Director