

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 HARNEY

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DEPARTMENT OF VETERANS' AFFAIRS      LOAN P-40895  
700 SUMMER STREET NE  
SALEM, OREGON      97301

confirms the right to use the waters of TWO WELLS in the MALHEUR LAKE BASIN for the purpose of IRRIGATING 75.1 ACRES.

The right has been perfected under Permit G-7076. The date of priority is JANUARY 18, 1977. The right is limited to not more than 0.94 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The wells are located as follows:

EAST WELL - SW $\frac{1}{4}$  NE $\frac{1}{4}$ , SECTION 11, T 25 S, R 33 E, W.M.; 1300 FEET NORTH AND 690 FEET EAST FROM CENTER OF SECTION 11.

WEST WELL - NW $\frac{1}{4}$  NW $\frac{1}{4}$ , SECTION 11, T 25 S, R 33 E, W.M.; 1300 FEET SOUTH AND 1300 FEET EAST FROM THE NW CORNER, SECTION 11.

G-7649.VC/LHN

CERTIFICATE NUMBER ~~82709~~

Superseded by cert. # 94578

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH 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 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

A description of the place of use under the right, and to which such right is appurtenant, is as follows:

NW <sup>1</sup> / <sub>4</sub> NE <sup>1</sup> / <sub>4</sub>	14.1 ACRES
SW <sup>1</sup> / <sub>4</sub> NE <sup>1</sup> / <sub>4</sub>	17.8 ACRES
NE <sup>1</sup> / <sub>4</sub> NW <sup>1</sup> / <sub>4</sub>	19.4 ACRES
SW <sup>1</sup> / <sub>4</sub> NW <sup>1</sup> / <sub>4</sub>	2.2 ACRES
SE <sup>1</sup> / <sub>4</sub> NW <sup>1</sup> / <sub>4</sub>	21.6 ACRES

SECTION 11

TOWNSHIP 25 SOUTH, RANGE 33 EAST, W.M.

The well shall be cased as necessary in accordance with good practice and if the flow is artesian the works shall include proper capping and control valve to prevent the waste of ground water.

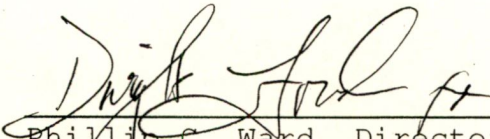
The works shall include an airline and pressure gauge or an access port for a measuring line, adequate to determine the water level elevation in the well at all times.

The water user shall maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

The use of water shall be limited when it interferes with any prior surface or ground water rights.

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.

WITNESS the signature of the Water Resources Director, affixed **NOV 17 2006**

  
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 Phillip C. Ward, Director  
 Water Resources Department

Recorded in State Record of Water Right Certificates Number ~~82709~~.

G-7649.VC/LHN

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