

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 YAMHILL

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

SAMUEL B. SWEENEY  
1070 FERRY  
DAYTON, OREGON 97114

confirms the right to use the waters of WEST BRANCH PALMER CREEK, a tributary of PALMER CREEK, for the purpose of IRRIGATION OF 7.5 ACRES.

This right was perfected under Permit 28502. The date of priority is NOVEMBER 19, 1962. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.09 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the stream.

The point of diversion is located as follows:

NE 1/4 SW 1/4, AS PROJECTED WITHIN SMITH DLC 48, SECTION 20, T 4 S, R 3 W, W.M.; 800 FEET SOUTH AND 760 FEET WEST FROM THE SOUTHERLY NE CORNER, SMITH DLC 48.

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-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 2.5 acre-feet per acre for each acre irrigated during the irrigation season each year.

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

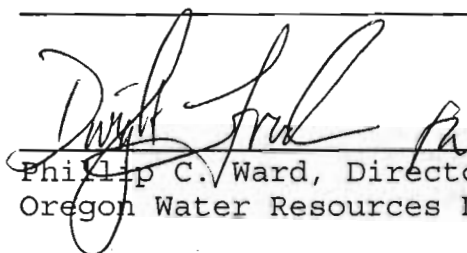
SE 1/4 NW 1/4      5.0 ACRES  
NE 1/4 SW 1/4      2.5 ACRES  
BOTH AS PROJECTED WITHIN SMITH DLC 48  
SECTION 20  
TOWNSHIP 4 SOUTH, RANGE 3 WEST, W.M.

This certificate is issued to confirm a change in PLACE OF USE approved by an order of the Water Resources Director entered JULY 14, 1987, approving Transfer Application 5930, and supersedes certificate 56077, 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. 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

DEC 06 2006

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Philip C. Ward, Director  
Oregon Water Resources Department

Recorded in State Record of Water Right Certificates Number 82752.