

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 GRANT
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LARRY WIRFS
STAR ROUTE
KIMBERLY OR 97848

confirms the right to use the waters of NORTH FORK JOHN DAY RIVER, a tributary of JOHN DAY RIVER, for IRRIGATION OF 5.0 ACRES.

This right was perfected under Permit 23868. The date of priority is SEPTEMBER 30, 1955. This right is limited to 0.06 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

SW 1/4 NW 1/4, SECTION 2, T 9 S, R 27 E, W.M.

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 further limited to a diversion of not to exceed 5.0 acre-feet per acre for each acre irrigated during the irrigation season 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:

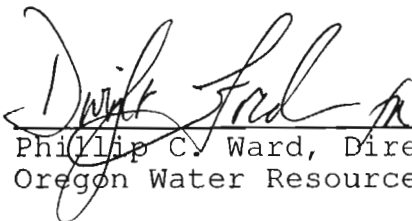
SE 1/4 NW 1/4 5.0 ACRES
SECTION 2
TOWNSHIP 9 SOUTH, RANGE 27 EAST, W.M.

This certificate is issued to confirm a change in PLACE OF USE approved by an order of the Water Resources Director entered DECEMBER 6, 1983, approving Transfer Application 5402, and together with Certificate 51972, supersedes Certificate 49678, 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

NOV 27 2006


Phillip C. Ward, Director
Oregon Water Resources Department

Recorded in State Record of Water Right Certificates numbered 82805.

T-5402.JWG