

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

MICHAEL BROWN
563 SW MEYERS BUTTE ROAD
POWELL BUTTE, OR 97753

confirms the right to use the waters of the JOHN DAY RIVER, a tributary of the COLUMBIA RIVER, for IRRIGATION OF 60.2 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 1889.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to ONE-FORTIETH of one cubic foot per second per acre irrigated from April 1 to September 30; further limited to ONE ACRE-FOOT per acre per calendar month to JULY 1 and 3/4 ACRE-FOOT per acre thereafter; total FIVE ACRE-FEET per acre for season if available at the original point of diversion (Murray Ditch, SE 1/4 SE 1/4, SECTION 27, T 12 S, R 26 E, W.M.; 540 FEET NORTH AND 500 FEET WEST FROM SE CORNER, SECTION 27), measured at the point of diversion.

The point of diversion is located as follows:

SE 1/4 NE 1/4, SECTION 35, T 12 S, R 26 E, W.M.; 1010 FEET NORTH AND 550 FEET WEST FROM THE E 1/4 CORNER, SECTION 35.

The quantity of water diverted at the new point of diversion shall not exceed the quantity of water available at the original point of diversion under the subject right.

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

NE 1/4 SW 1/4 5.8 ACRES
NW 1/4 SW 1/4 30.5 ACRES
SW 1/4 SW 1/4 2.4 ACRES
SECTION 27

SE 1/4 NE 1/4 4.2 ACRES
NE 1/4 SE 1/4 17.3 ACRES
SECTION 28

TOWNSHIP 12 SOUTH, RANGE 26 EAST, W. M.

When in the judgement 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 water user is entitled;

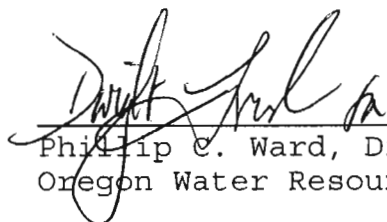
the type and plans of the measuring device be approved by the Watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said Watermaster.

This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered AUGUST 30, 1988, approving Transfer Application 5971, and supersedes Certificate 25413, 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

DEC 06 2006



Phillip C. Ward, Director
Oregon Water Resources Department

Recorded in State Record of Water Right Certificates Number 82828.