

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 MARION
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

PETER AND ELIZABETH MILLER FAMILY TRUST
PO BOX 4281
SALEM, OR 97302

confirms the right to use the waters of A WELL in the PUDDING RIVER BASIN for SUPPLEMENTAL IRRIGATION OF 73.4 ACRES.

This right was perfected under Permit G-11426. The date of priority is DECEMBER 6, 1991. The use is limited to not more than 0.92 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the well.

The well is located as follows:

SE 1/4 NW 1/4, SECTION 6, T 6 S, R 1 W, W.M.; 1050 FEET NORTH AND 1900 FEET EAST FROM SW CORNER OF F COONSE DLC 62.

The amount of water used for irrigation under this right, 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 (or its equivalent) and 2.5 acre-feet for each acre irrigated during the irrigation season of each year. This right is limited to any deficiency in the available supply of any prior right existing for the same land.

A description of the place of use is as follows:

SW 1/4 NW 1/4 30.0 ACRES
SE 1/4 NW 1/4 25.6 ACRES
SW 1/4 NE 1/4 17.8 ACRES
ALL AS PROJECTED WITHIN COONSE DLC 62
SECTION 6
TOWNSHIP 6 SOUTH, RANGE 1 WEST, W.M.

The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times. When required by the Department, the water user shall install and maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

The Department may require the water user to submit water level or pump test results every ten years.

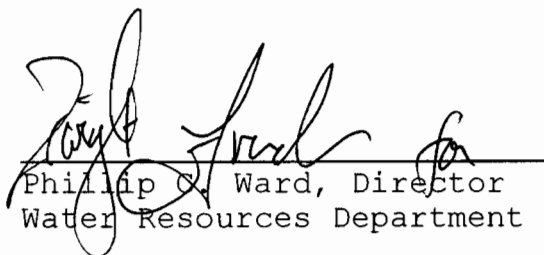
Failure to comply with any of the provisions of this right may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the right.

The right to the use of the water for the above purpose is restricted to beneficial use without waste on the lands or place of use described. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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

Issued **FEB 23 2007**


Phillip O. Ward, Director
Water Resources Department

Recorded in State Record of Water Right Certificates Number 83196.