

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 WHEELER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CLINTON O. HARRIS
ANTONE RANCH
29739 ANTONE LANE
MITCHELL, OREGON 97750

confirms the right to use the waters of HIGH CREEK AND FROG POND RESERVOIR constructed under Permit R-10035, tributaries of ROCK CREEK, for SUPPLEMENTAL IRRIGATION OF 38.0 ACRES and MAINTENANCE OF FROG POND RESERVOIR FOR RECREATION.

This right was perfected under Permit 48967. The date of priority is OCTOBER 16, 1984. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 38.0 ACRE-FEET (STORED WATER ONLY) FROM FROG POND RESERVOIR FOR SUPPLEMENTAL IRRIGATION OF 38.0 ACRES and 0.25 CUBIC FOOT PER SECOND FROM HIGH CREEK FOR THE MAINTENANCE OF FROG POND RESERVOIR FOR RECREATION, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 16, T 13 S, R 24 E, W.M.; 210 FEET SOUTH AND 950 FEET WEST OF THE NE CORNER, SECTION 16.

SUPERSEDED BY
CERT. NO. **88262**

S-68201.LHN

Certificate Number 83217

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 not to exceed 4.0 acre-feet per acre for each acre irrigated during the irrigation season of each year from storage from Frog Pond Reservoir constructed under Permit R-10035, provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation herein.

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

IRRIGATION

NE $\frac{1}{4}$ SW $\frac{1}{4}$ 16.5 ACRES
SE $\frac{1}{4}$ SW $\frac{1}{4}$ 14.8 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$ 3.7 ACRES
SECTION 11

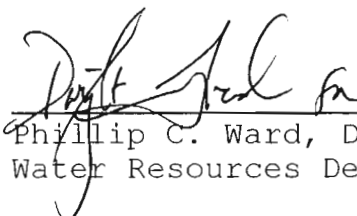
NE $\frac{1}{4}$ NW $\frac{1}{4}$ 3.0 ACRES
SECTION 14

RECREATION

NE $\frac{1}{4}$ NE $\frac{1}{4}$
SECTION 16
TOWNSHIP 13 SOUTH, RANGE 24 EAST, W.M.

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 APR 27 2007



Phillip C. Ward, Director
Water Resources Department

Recorded in State Record of Water Right Certificates Number 83217.