

STATE OF OREGON

COUNTY OF DESCHUTES

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

STATE OF OREGON
WATER RESOURCES DEPARTMENT

confirms the right to use the waters of DESCHUTES RIVER, tributary to COLUMBIA RIVER, for instream use for conservation, maintenance and enhancement of aquatic and fish life, wildlife, fish and wildlife habitat and other ecological values.

This right was confirmed by decree of the Circuit Court of the State of Oregon for DESCHUTES County. The decree is of record at Salem, in the Order Record of the Water Resources Director, in Volume 12, at Page 282, and in Volume 16, at Pages 1 and 390. The date of priority is OCTOBER 31, 1900 and DECEMBER 2, 1907. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed the quantities described below:

Time Period	Priority Date	Instream Water Right
Season 1: April 1 - 30 and October 1 - 31	October 31, 1900	0.15 cfs
Season 2: May 1 - 14 and September 15 - 30	October 31, 1900	0.20 cfs
Season 3: May 15 - September 14	October 31, 1900	0.265 cfs
	December 2, 1907	0.105 cfs

The description of the stream reach in which flows are to be maintained is as follows:

From the location of the diversion authorized previously under Certificate 76358, at approximately RM 165, located at:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
17 S	12 E	WM	29	SE NE	COID NORTH CANAL: 850 FEET NORTH AND 630 FEET WEST FROM THE E1/4 CORNER OF SECTION 29

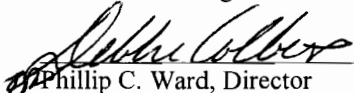
To Lake Billy Chinook at approximately RM 120.

The instream right established by this Allocation of Conserved Water shall replace a portion of instream water rights established pursuant to ORS 537.341 or 537.346 and shall be in addition to instream water rights established pursuant to ORS 537.348 or 537.470, unless otherwise specified by a subsequent order establishing a new instream water right.

The right is subject to all other terms and conditions of Certificate 76358, and any related decree.

This certificate is issued to confirm an ALLOCATION OF CONSERVED WATER approved by an order of the Water Resources Director recorded in Special Order Volume 71, Page 288, approving the finalization of the applicants share of the conserved water under conserved water application CW-39, and together with Certificate 82725 and the remaining right from Conserved Water Application CW-39, to be issued by the Department, supercedes Certificate 76358, State Record of Water Right Certificates.

WITNESS the signature of the Water Resources Director, affixed 9th day of March, 2007.


Phillip C. Ward, Director

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.