

STATE OF OREGON

COUNTY OF WHEELER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DAVID AND RAHLES GOODELL  
23193 WINLOCK LANE  
FOSSIL OR 97830

ROBERT AND SANDY ORDWAY  
KAHLER BASIN RD  
SPRAY OR 97874

ROBERT MC EACHERN  
383 LOMBARD ST #304  
SAN FRANCISCO, CA 94133

confirms the right to use the waters of JOHN DAY RIVER, a tributary of the COLUMBIA RIVER, for IRRIGATION of 43.9 ACRES.

This right was perfected under Permit S-50663. The date of priority is JUNE 29, 1987. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.10 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Survey Coordinates
9 S	25 E	WM	6	SE NE	1		1130 FEET SOUTH AND 50 FEET WEST FROM NE CORNER, SECTION 6

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 shall be further limited to a diversion of not to exceed 5.0 acre-feet per acre for each acre irrigated during the irrigation season of each year, being further limited to 0.1 acre-foot per acre irrigated during May; 0.5 acre-foot per acre irrigated during June; 0.8 acre-foot per acre irrigated during July; 0.7 acre-foot per acre irrigated during August; and 0.1 acre-foot per acre irrigated during September. 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.



**NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW**

This is an 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.

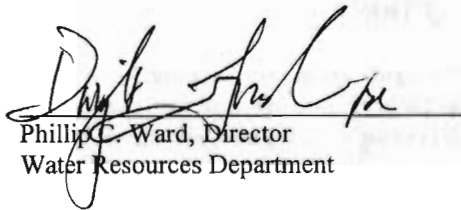
A description of the place of use to which this right is appurtenant is as follows:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
8 S	25 E	WM	32	NE SW			0.2
8 S	25 E	WM	32	SE SW			12.7
8 S	25 E	WM	32	NW SE			9.4
8 S	25 E	WM	32	SW SE			8.0
9 S	25 E	WM	6	SW NE	2		6.7
9 S	25 E	WM	6	SE NE	1		6.9

When required by the Department, the water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The use of water under this right is contingent upon continuing compliance with the conditions of any required discharge permit for water quality control held by the water user.

The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

WITNESS the signature of the Water Resources Director, affixed MAR 30 2007

  
Phillip C. Ward, Director  
Water Resources Department