

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 LAKE

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RICHARD C. SMITH
3604 FISHER RD. NE #205
SALEM, OREGON 97305

confirms the right to use the waters of A WELL in the FORT ROCK BASIN for IRRIGATION OF 10.3 ACRES.

This right was perfected under Permit G-10703. The date of priority is NOVEMBER 4, 1983. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.128 CUBIC FOOT PER SECOND, if available at the original well; SE $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 25, T 26 S, R 18 E, WM.; 30 FEET NORTH AND 3000 FEET WEST FROM THE SE CORNER, SECTION 25, or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NE $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 8, T 27 S, R 19 E, W.M.; SOUTH 44 DEGREES, 41 MINUTES, 21 SECONDS WEST 1856.71 FEET FROM THE N 1/4 CORNER OF SECTION 8.

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-EIGHTIETH 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 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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

NE¼ NW¼ 2.51 ACRES
NW¼ NW¼ 2.01 ACRES
SW¼ NW¼ 2.57 ACRES
SE¼ NW¼ 3.21 ACRES

SECTION 8

TOWNSHIP 27 SOUTH, RANGE 19 EAST, W.M.

The quantity of water diverted at the new point of appropriation (well) shall not exceed the quantity of water lawfully available from the original point of appropriation.

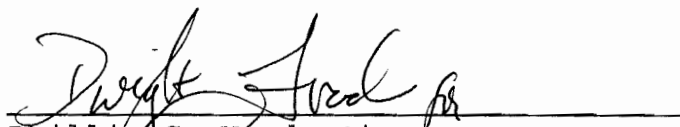
The water user shall install and maintain an in-line flow meter or other suitable device for measuring and recording the quantity of water used. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

This certificate is issued to confirm a change in PLACE OF USE AND POINT OF APPROPRIATION approved by an order of the Water Resources Director entered JANUARY 22, 2004, approving Transfer Application 9139, and together with Certificate 80581, supersedes Certificate 75867, 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.

WITNESS the signature of the Water Resources Director,

affixed April 23, 2007.


Phillip C. Ward, Director
Oregon Water Resources Department

Recorded in State Record of Water Right Certificates numbered 83338.

T-9139.RA