

STATE OF OREGON
COUNTY OF WHEELER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CHARLES E MILLER
WEST BRANCH CREEK RD
MITCHELL OR 97750

confirms the right to store water perfected under the terms of Permit R-11007. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the point of diversion from the source. The specific limits and conditions of the use are listed below.

APPLICATION NUMBER: R-68951

SOURCE: WEST BRANCH BRIDGE CREEK AND SPRING BRANCH BRIDGE CREEK, TRIBUTARIES OF THE JOHN DAY RIVER

STORAGE FACILITY: C.E. MILLER RESERVOIR

PURPOSE or USE: STORAGE FOR IRRIGATION, TO BE APPROPRIATED UNDER PERMIT 50427

MAXIMUM STORAGE VOLUME: 18.7 ACRE FEET (AF), BEING 14.0 AF FROM WEST BRANCH BRIDGE CREEK, AND 4.7 AF FROM SPRING BRANCH BRIDGE CREEK

DATE OF PRIORITY: OCTOBER 27, 1986

DAM LOCATION: SW ¼ NW ¼, SECTION 10, TOWNSHIP 12 SOUTH, RANGE 20 EAST, W.M.

The points of diversion (POD) are located as follows:

POD	Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
SPRING BRANCH BRIDGE CREEK	12 S	20 E	WM	10	SW NW	180 FEET NORTH AND 440 FEET EAST FROM W1/4 CORNER, SECTION 10
WEST BRANCH BRIDGE CREEK	12 S	20 E	WM	22	SE SW	920 FEET NORTH AND 1340 FEET EAST FROM SW CORNER, SECTION 22

The area submerged by this reservoir is as follows:

Twp	Rng	Mer	Sec	Q-Q
12 S	20 E	WM	10	SW NW
12 S	20 E	WM	10	NW SW

The right to store and use the water for the above purpose is restricted to beneficial use at the 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.

The structure shall be operated and maintained in accordance with the approved plans and specifications and with the design intent.

The outlet gate shall be cycled at least once each year in order to ensure smooth operation.

The embankment and spillway channel shall be kept clear of brush and other debris.

The embankment shall be kept free of burrowing animals.

WITNESS the signature of the Water Resources Director, affixed MAY 16 2007


Phillip C. Ward, Director
Water Resources Department