

STATE OF OREGON
 COUNTY OF UMATILLA
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

BILL AND EILEEN LEIBRAND
 84262 HIGHWAY 339
 MILTON FREEWATER OR 97862

confirms the right to use the waters of WEST BRANCH OF WEST CROCKETT, tributary to LITTLE WALLA WALLA RIVER for IRRIGATION of 6.0 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Umatilla County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 12, at Page 9. The date of priority is 1879. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.15 CUBIC FOOT 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	Survey Coordinates
6 N	35 E	WM	35	NW NE	1960 FEET NORTH AND 210 FEET EAST FROM THE CENTER 1/4 CORNER OF SECTION 35

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 1/40 of one cubic foot per second, or its equivalent 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. 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.

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

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 N	35 E	WM	35	NE NW	6.0

being within the following described tract: Commencing at a point 20 rods due south of the northeast corner of the NW¼ of Section 35, Township 6 North, Range 35 E, W.M., running thence west 52 rods; thence south 20 rods; thence east 52 rods; thence north 20 rods to the place of beginning.

When required by the Department, the water user shall install, maintain and operate an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. 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 the reduction in rate of diversion of lands approved by an order of the Water Resources Director entered MAY 04 2007, and recorded in Volume 71, Page 636, Special Order Records of the Water Resources Department, approving Allocation of Conserved Water Number CW-45 and along with Certificate 83361, supersedes Certificate 44116, State Record of Water Right Certificates.

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 and OAR 690-001-0005 you may either petition for judicial review or petition the Director for reconsideration of this order.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

WITNESS the signature of the Water Resources Director, affixed MAY 04 2007.


Phillip C. Ward, Director