

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 BENTON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MRS. JESSE TRACER PHILLIPS
ROUTE 3, BOX 743
JUNCTION CITY, OREGON 97448

confirms the right to use the waters of FERN RIDGE RESERVOIR, CONSTRUCTED UNDER PERMIT R-1625, tributary of the LONG TOM RIVER for IRRIGATION OF 78.3 ACRES.

This right was perfected under Permit 35702. The date of priority is JULY 13, 1970. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 195.8 ACRE FEET STORED WATER ONLY, or its equivalent in case of rotation, measured at the point of diversion from the stream.

The points of diversion are located as follows:

RESERVOIR: NE 1/4 SW 1/4, SECTION 4, T 17 S, R 5 W, W.M.

RIVER: NW 1/4 SW 1/4, SECTION 23, T 15 S, R 5 W, W.M.; 2220 FEET NORTH AND 930 FEET EAST FROM SW CORNER, SECTION 23

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 not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year; and is subject to the terms and conditions of contract No. 14-06-100-6954 between the Bureau of Reclamation and the applicant, a copy of which is on file in the records of the Water Resources Department.

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

NE 1/4 SW 1/4 32.4 ACRES
SE 1/4 SW 1/4 32.4 ACRES
SW 1/4 SE 1/4 13.5 ACRES

SECTION 1
TOWNSHIP 15 SOUTH, RANGE 5 WEST, W.M.

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

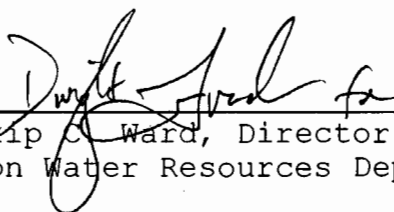
This certificate describes that portion of the water right confirmed by Certificate 41980, State Record of Water Right certificates, NOT modified by the provisions of an order of the Water Resources Director entered AUGUST 5, 1985, approving Transfer 5649.

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.

The right to use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

WITNESS the signature of the Water Resources Director, affixed

JUL 06 2007


Phillip C. Ward, Director
Oregon Water Resources Department

Recorded in State Record of Water Right Certificates Number 83384

T-5649-rr-41980.JWG