

STATE OF OREGON
 COUNTY OF HARNEY
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

HARRY PON
 BURNS OR 97720

confirms the right to use the waters of PON WELL 20 in the Poison Creek Basin for IRRIGATION 50.0 ACRES and SUPPLEMENTAL IRRIGATION of 6.0 ACRES.

This right was perfected under Permit G-2338. The date of priority is JANUARY 11, 1963. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.70 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
22 S	31 E	WM	33	NE NW	230 FEET SOUTH AND 860 FEET EAST FROM NE CORNER, NW¼ NW¼, SECTION 33

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; and 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:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
22 S	31 E	WM	33	NW NE	7.6
22 S	31 E	WM	33	NE NW	16.6
22 S	31 E	WM	33	SW NW	0.4
22 S	31 E	WM	33	SE NW	25.4

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
22 S	31 E	WM	33	SW NE	6.00

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

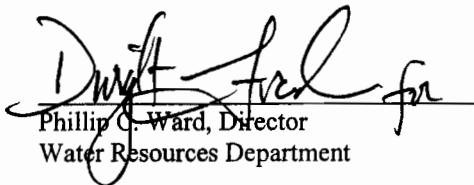
This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may either petition for judicial review 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 certificate describes that portion of the water right confirmed by Certificate 35223, State Record of Water Right Certificates, NOT cancelled by an order of the Administrative Law Judge, entered May 30, 1997, at Special Order Volume 51, Page 484, in Cancellation Proceeding PC 97-3.

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 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 JAN 18 2008


Phillip C. Ward, Director
Water Resources Department