

STATE OF OREGON

COUNTY OF UNION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

Haerling, Robert & Linda
P O Box 339
North Powder, OR 97867

confirms the right to use the waters of Unnamed Streams Numbered 1, 2, and 3; Dry Creek (AKA Peach Cr.); Gussie Creek and Shaw Reservoir constructed under Application No. R-29501, Permit No. R-1810, tributaries of Powder River for irrigation of 18.0 acres and supplemental irrigation of 383.5 acres.

This right was perfected under Permit 23934.

The date of priority is OCTOBER 4, 1954.

The use is limited to 5.42 cubic feet per second, being 0.5 cubic foot per second from Unnamed Stream Number 1, 0.25 cubic foot per second from each Unnamed Streams 2 and 3, 3.00 cubic feet per second from Gussie Creek and 1.42 cubic feet per second from Dry Creek (aka Peach Cr.) and 504.0 acre feet from reservoir storage, or its equivalent in case of rotation, measured at the point of diversion from the source.

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-fortieth of one cubic foot per second per acre, or its equivalent, for each acre irrigated from direct flow and shall be further limited to a diversion of not to exceed 3½ acre feet per acre for each acre irrigated during the irrigation season of each year from direct flow and storage from reservoir constructed under Permit Number R-1810; provided further that the use of water from Dry Creek (aka Peach Cr.) shall be limited to those lands described as primary. The right to the use of the water for the above purposes is restricted to beneficial use on the lands or

This is a final order in other than 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 183.482(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.

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

The points of diversion are located as follows:

- G-1 Gussie Creek Ditch NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 19, T5S, R39E, WM; 220' East and 1720' North from the Northwest corner of Section 30, T5S, R39E, WM.

- D-01 Dry Cr. Ditch
(aka Peach Cr.) SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 25, T5S, R38E, WM; 440' West and 650' North from the East quarter corner, Section 25, T5S, R39E, WM.

- S-01 Shaw Reservoir NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 31, T5S, R39E, WM; 4070' West and 260' South from the Northeast corner, Section 31, T5S, R39E, WM.

- UnSt-07 Unnamed
Stream 3 Ditch SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 30, T5S, R39E, WM; 980' North and 220' East from the West quarter corner of Section 30, T5S, R39E, WM.

- UnSt-08 Unnamed
Stream 2 Ditch NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 31, T5S, R39E, WM; 925' South and 120' East from the NW corner of Section 31, T5S, R39E, WM.

- UnSt-09 Unnamed
Stream 1 Ditch SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 31, T5S, R39E, WM; 2010' South and 1030' East from the NW corner of Section 31, T5S, R39E, WM.

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

Haerling, Robert, Tax Lot 3600

Twp S	Rng E	Sec	Q ₄₀	Q ₁₆₀	Acres	Use
5	39	29	SW	SW	35.6	IS
5	39	29	SE	SW	38.6	IS
5	39	29	SW	SE	38.6	IS
5	39	29	SE	SE	30.2	IS
5	39	30	SW	SE	2.1	IS
5	39	30	SW	SE	2.4	IR
5	39	30	SE	SE	4.6	IR
5	39	30	SE	SE	31.3	IS
5	39	31	NE	NE	11.0	IR
5	39	32	NE	NE	39.8	IS

Haerling, Robert, Tax Lot 3600

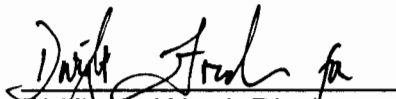
Twp S	Rng E	Sec	Q ₄₀	Q ₁₆₀	Acres	Use
5	39	32	NW	NE	40.0	IS
5	39	32	SW	NE	33.6	IS
5	39	32	NE	NW	40.0	IS
5	39	32	NW	NW	13.7	IS
5	39	32	SE	NW	40.0	IS

Location descriptions are based on the Willamette Meridian.

This certificate confirms an order of the Water Resource Director entered on, MAY 17 2011, and recorded in Special Order Volume 84, Page 100, approving a petition by Powder Valley Water Control District under ORS 541.329 for mapping water rights within a district.

This certificate supersedes Certificate 31810.

WITNESS the signature of the Water Resources Director, affixed MAY 17 2011.


Phillip C. Ward, Director

Recorded in State Record of Water Right Certificates numbered **83762**