

STATE OF OREGON
 COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CHESTER E FORTUNE, JR.
 RT 2 BOX 72
 MILTON FREEWATER OR 97862

confirms the right to use the waters of JOHNSON CREEK, a tributary to PINE CREEK for SUPPLEMENTAL IRRIGATION of 6.0 ACRES, LIVESTOCK AND DOMESTIC.

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 3, at Page 324. The date of priority is 1892.

The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.08 CUBIC FOOT PER SECOND (cfs), if available at the original point of diversion in the NW NW, Section 29, T6N, R35E, WM; 220 FEET NORTH AND 220 FEET EAST FROM THE SW CORNER OF THE NW NW OF SECTION 29.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
6 N	35 E	WM	30	NE NE	1050 FEET SOUTH AND 1300 FEET WEST FROM THE NE CORNER OF THE SECTION 30

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

SUPPLEMENTAL IRRIGATION, LIVESTOCK AND DOMESTIC					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 N	35 E	WM	30	NE NE	6.0

This certificate is issued to confirm the right modified by provisions of an order recorded at Special Order Volume 74, Page 455, diminishing the right evidenced by Certificate 54750. This certificate supersedes Certificate 54750.

This final order is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075 and OAR 137-003-0675, you may 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.

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 MAR 26 2008.



Phillip C. Ward, Director