

STATE OF OREGON

COUNTY OF POLK

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

KENLEY R BEACHY
5775 PERRYDALE ROAD
DALLAS OR 97338

confirms the right to store the waters of WEST BRANCH ASH SWALE, a tributary of SALT CREEK , in BURR RESERVOIR, appropriated under Permit 50414, for IRRIGATION.

The right to store these waters was perfected under Reservoir Permit R-11006. The date of priority is NOVEMBER 23, 1987. The amount of water entitled to be stored each year under this right is not more than 22.0 acre-feet.

DAM LOCATION:

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Measured Distances
6 S	5 W	WM	34	NW NE			201 FEET SOUTH AND 1281 FEET EAST FROM N¼ CORNER, SECTION 34

The structure shall be operated and maintained in accordance with the approved plans and specifications and with the design intent.

The outlet gate shall be cycled at least once each year in order to assure smooth operation.

The embankment and spillway channel shall be kept clear of trees, brush and other debris.

The embankment shall be kept free of burrowing animals.

The area submerged by this reservoir is as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC
6 S	5 W	WM	34	NE NE		
6 S	5 W	WM	34	NW NE		

This right is for the beneficial use of water.

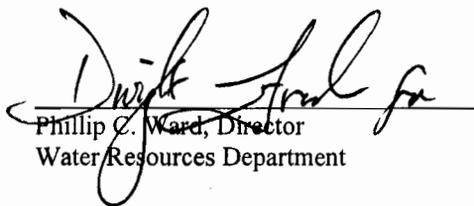
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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 use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

Issued JAN 30 2009



Phillip C. Ward, Director
Water Resources Department