

STATE OF OREGON

COUNTY OF GILLIAM

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

GARY AND KAREN SUE WILDE
18048 MIDDLE ROCK CREEK LANE
ARLINGTON, OREGON 97812

confirms the right to use the waters of ROCK CREEK, tributary to the JOHN DAY RIVER, for IRRIGATION OF 22.9 ACRES.

This right was perfected under Permit S-40217. The date of priority is FEBRUARY 6, 1976. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.57 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion (NE¼ SW¼, Section 3, T 1 S, R 21 E, W.M., 3050 feet South and 2200 feet East from the NW Corner of Section 3)

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 S	21 E	WM	3	SE NW	4420 FEET SOUTH AND 2400 FEET EAST FROM THE NW CORNER OF SECTION 3

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-FORTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 4.0 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
1 S	21 E	WM	3	SW NW	9.6
1 S	21 E	WM	3	SE NW	5.0
1 S	21 E	WM	3	NE SW	6.4
1 S	21 E	WM	3	NW SW	1.9

When required by the Department, the water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

The water user shall maintain and operate a fish screen and/or by-pass device, as appropriate, at the point of diversion consistent with ODFW's required screening and/or by-pass device operational and maintenance standards.

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 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.

This certificate corrects scrivener's errors in Certificate 85636 and confirms the HISTORIC CHANGE IN POINT OF DIVERSION approved by an order of the Water Resources Director entered June 25, 2009, and supersedes Certificates 48654 and 85636, State Record of Water Right Certificates.

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 and is subject to the existing minimum flow policies established by the Water Policy Review Board

WITNESS the signature of the Water Resources Director, affixed July 30, 2009.



Phillip C. Ward, Director *pc*