

STATE OF OREGON
COUNTY OF UMATILLA
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

SEVEN HILLS PROPERTIES LLC
83501 LOWER DRY CREEK ROAD
MILTON-FREEWATER, OREGON 97862

POWERLINE RANCH LLC
83501 LOWER DRY CREEK ROAD
MILTON-FREEWATER, OREGON 97862

confirms the right to use the waters of DRY CREEK, a tributary to PINE CREEK for SUPPLEMENTAL IRRIGATION OF 164.6 ACRES.

This right was perfected under Permit S-29083. The date of priority is FEBRUARY 21, 1962. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.64 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion.

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

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
5 N	35 E	WM	5	NE NE	23.0
5 N	35 E	WM	5	NW NE	12.0
5 N	35 E	WM	5	SW NE	36.7
5 N	35 E	WM	5	SE NE	23.2
5 N	35 E	WM	5	NE NW	26.3
5 N	35 E	WM	5	NW NW	3.0
5 N	35 E	WM	5	SW NW	9.2
5 N	35 E	WM	5	SE NW	31.2

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

This certificate corrects scrivener's errors in Certificate 85605 and describes that portion of the water right confirmed by Certificate 44557, State Record of Water Right Certificates, diminished by the provisions of an order of the Water Resources Director entered July 7, 2009, approving Permit Amendment T-10777. This certificate supercedes Certificate 85605.

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 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 August 3, 2009.


Phillip C. Ward, Director

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 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-080 and OAR 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.