

STATE OF OREGON  
COUNTY OF GILLIAM  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ALICE HEWES  
64187 UPPER ROCK CREEK ROAD  
ARLINGTON, OREGON 97812

confirms the right to use the waters of ROCK CREEK, SPRING, AND RESERVOIR, constructed under Permit R-4860, tributaries to the JOHN DAY RIVER for IRRIGATION of 81.2 ACRES and FISH CULTURE.

This right was perfected under Permit 31948. The date of priority is OCTOBER 17, 1966 for 2.0 cubic feet per second from Rock Creek, and JANUARY 12, 1967 for 0.10 cubic foot second from Spring. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 2.10 CUBIC FEET PER SECOND (CFS); BEING 2.00 CFS FROM ROCK CREEK FOR IRRIGATION and 0.10 CFS FROM SPRING AND RESERVOIR FOR FISH CULTURE, or its equivalent in case of rotation, measured at the points of diversion.

The points of diversion are located as follows:

Source	Twp	Rng	Mer	Sec	Q-Q	Measured Distances
CREEK	1 S	22 E	WM	30	NW NW	115 FEET SOUTH AND 830 FEET EAST FROM THE NW CORNER, SECTION 30
SPRING	1 S	22 E	WM	30	NW NW	1015 FEET SOUTH AND 1020 FEET EAST FROM THE NW CORNER, SECTION 30
RESERVOIR	1 S	22 E	WM	30	NW NW	660 FEET SOUTH AND 930 FEET EAST FROM THE NW CORNER, SECTION 30
CREEK	1 S	22 E	WM	30	SE NW	1895 FEET SOUTH AND 1710 FEET EAST FROM THE NW CORNER, SECTION 30
CREEK	1 S	22 E	WM	30	NW SE	3595 FEET SOUTH AND 2700 FEET EAST FROM THE NW CORNER, SECTION 30

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, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 5.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

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

**NOTICE OF RIGHT TO 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 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.

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

FISH CULTURE				
Twp	Rng	Mer	Sec	Q-Q
1 S	22 E	WM	30	NW NW

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	21 E	WM	24	SE SE	1.4
1 S	21 E	WM	25	NE NE	1.5
1 S	22 E	WM	19	NW SW	0.3
1 S	22 E	WM	19	SW SW	17.9
1 S	22 E	WM	19	SE SW	4.9
1 S	22 E	WM	30	SW NE	3.5
1 S	22 E	WM	30	NE NW	15.1
1 S	22 E	WM	30	NW NW	11.9
1 S	22 E	WM	30	SW NW	1.2
1 S	22 E	WM	30	SE NW	21.6
1 S	22 E	WM	30	NE SW	1.9

This certificate is issued to correctly describe the place of use and points of diversion as determined by better information provided by a certified Water Right Examiner in connection with the Claim of Beneficial Use for permit G-10960 and supersedes Certificate 38437, State record of Water Right Certificates.

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.

Issued SEP 11 2009

  
 Phillip C. Ward, Director