

STATE OF OREGON

COUNTY OF WASCO

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DAN VAN VACTOR  
P.O. BOX 1524  
BEND OR 97709

confirms the right to use the waters of THREEMILE CREEK, tributary to WHITE RIVER for IRRIGATION of 2.0 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Wasco County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 7, at Page 196. The date of priority is 1873.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
4 S	11 E	WM	11	SW NW	1100 FEET NORTH AND 700 FEET EAST FROM W1/4 CORNER, SECTION 11

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands shall be not exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year (with the further limitations contained in Paragraph 24 of said decree).

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

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
4 S	12 E	WM	17	NE NW	2.0

The quantity of water diverted at the new point of diversion, shall not exceed the quantity of water lawfully available at the original point of diversion.

The water user shall 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 the Department prior to beginning construction and shall be installed under the general supervision of the Department.

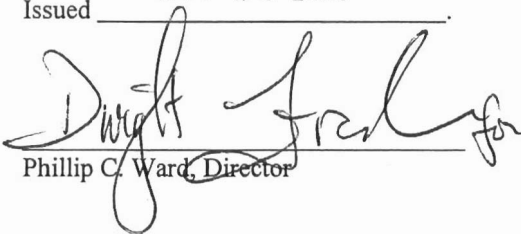
When required by the Department, the water user shall operate and maintain the headgate and measuring device, as needed. The water user shall report total flow figures when requested by the Watermaster. The Watermaster may operate the headgate and monitor the accuracy of the measuring device, as needed.

**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 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.

This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered April 8, 2004, at Special Order Volume 59, Page 560, approving Transfer Application T-9374, and confirm a change in PLACE OF USE approved by an order of the Water Resources Director entered April 8, 2004, at Special Order Volume 59, Page 555, approving Transfer Application T-9389, and supercedes Certificate 5750, 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 all other conditions and limitations contained in said decree.

Issued NOV 06 2009  
  
Phillip C. Ward, Director