

STATE OF OREGON

COUNTY OF HARNEY

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROBERT AND CAROL KERBY
25963 HIGHWAY 20 W
HINES, OREGON 97738

confirms the right to use the waters of WILLOW CREEK RESERVOIR CONSTRUCTED UNDER PERMIT R-5084, a tributary of the SILVIES RIVER, for SUPPLEMENTAL IRRIGATION OF 67.5 ACRES.

This right was perfected under Permit S-32934. The date of priority is AUGUST 10, 1967. The right is limited to not more than 420.2 ACRE-FEET STORED WATER ONLY or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

TWP	RNG	MER	SEC	Q-Q	MEASURED DISTANCES
23 S	29 E	W.M.	13	SW NW	2380 FEET SOUTH AND 390 FEET EAST FROM NW CORNER OF SECTION 13

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 a diversion of not to exceed 2.5 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.

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

TWP	RNG	MER	SEC	Q-Q	G LOT	ACRES
24 S	29 E	W.M.	1	SW NW		11.3
24 S	29 E	W.M.	1	NE SW		10.0
24 S	29 E	W.M.	1	NW SW		33.6
24 S	29 E	W.M.	1	SW SW		2.6
24 S	29 E	W.M.	1	SE SW		10.0
TOTAL:						67.5

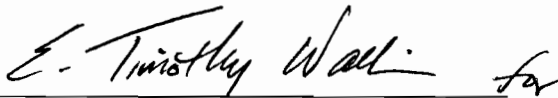
This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-080 and OAR 690-01-005 you may either petition for judicial review or petition the Director for reconsideration of this order.

This certificate is issued to describe the right modified by provisions of an order recorded at Special Order Volume 79, Pages 132 to 133, diminishing a portion of the right evidenced by Certificate 62225. This certificate, together with Certificate 85897, supersedes Water Right Certificate 62225.

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.

WITNESS the signature of the Water Resources Director, affixed NOVEMBER 17 2009.

Handwritten signature of Phillip C. Ward in cursive, followed by the word "for" in a smaller, less legible script.

Phillip C. Ward, Director

Mailing Date: NOV 17 2009