

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 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.

STATE OF OREGON
COUNTY OF UMATILLA
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LEWIS LIVESTOCK COMPANY
3300 FIRST INTERSTATE TOWER
PORTLAND, OREGON 97201

confirms the right to use the waters of the UMATILLA RIVER, a tributary of the COLUMBIA RIVER, for the purpose of IRRIGATION OF 12.8 ACRES.

This right was perfected under Permit 40035. The date of priority is APRIL 28, 1975. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.32 CUBIC FOOT PER SECOND (IF AVAILABLE AT THE ORIGINAL POINT OF DIVERSION BEING LOCATED IN THE NW 1/4 SE 1/4, SECTION 16, T 2 N, R 31 E, W.M.; 680 FEET SOUTH AND 2180 FEET WEST FROM E 1/4 CORNER, SEC), or its equivalent in case of rotation, measured at the point of diversion from the stream.

The point of diversion is located as follows:

SE 1/4 SW 1/4, SECTION 2, T 2 N, R 30 E, W.M.; 1300 FEET NORTH AND 1050 FEET WEST FROM THE S 1/4 CORNER, SECTION 2.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is 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 4.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

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Certificate Number 85930

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

SW 1/4 SW 1/4 12.2 ACRES
SE 1/4 SW 1/4 0.6 ACRE

SECTION 2

TOWNSHIP 2 NORTH, RANGE 30 EAST, W.M.

The quantity of water diverted at the new point of diversion shall not exceed the quantity of water available at the old point of diversion under the subject right, and shall not exceed 0.32 CFS.

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

When in the judgment of the Watermaster it becomes necessary to install headgates and measuring devices:

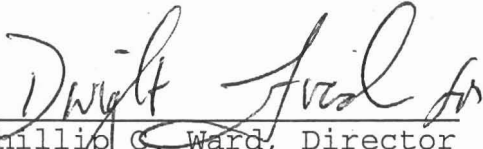
the diversion works shall include an in-line flow meter, a weir, or other suitable device for measuring the water to which the wateruser is entitled;

the type and plans of the measuring device be approved by the Watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said Watermaster.

This certificate is issued to confirm a change in POINT OF DIVERSION AND PLACE OF USE approved by an order of the Water Resources Director entered SEPTEMBER 19, 1986, approving Transfer Application 5776, and supersedes Certificate 47963, 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.

Issued DEC 04 2009


Phillip C. Ward, Director
Water Resources Department

Recorded in State Record of Water Right Certificates numbered 85930.

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