

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROBERT P ELLINGSON III
3975 INDIANA AVENUE
BAKER CITY OR 97814

confirms the right to use the waters of OVERFLOW FROM CITY OF BAKER RESERVOIR AND KOLB RESERVOIR, CONSTRUCTED UNDER PERMIT R-8297, for SUPPLEMENTAL IRRIGATION of 11.7 ACRES.

This right was perfected under Permit S-45920. The date of priority is DECEMBER 22, 1980. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.292 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion.

The points of diversion (POD) are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
9 S	40 E	WM	19	NE SE	POD 1: 5 FEET SOUTH & 1300 FEET WEST FROM E¼ CORNER, SECTION 19
9 S	40 E	WM	19	NE SE	POD 2: 620 FEET SOUTH AND 350 FEET WEST FROM E¼ CORNER, SECTION 19

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 from direct flow and shall be further limited to a diversion of not to exceed 3.5 acre-feet per acre for each acre irrigated during the irrigation season of each year from direct flow and storage from reservoir constructed under Permit R-8297, provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
9 S	40 E	WM	19	NE SE	11.7

NOTICE OF RIGHT TO PETITION FOR 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 and ORS 536.075. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, ORS 536.075 and OAR 137-004-0080, you may petition for judicial review and 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. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate within three months after issuance of the certificate.

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 AUG 10 2012



Dwight W. French
Water Right Services Administrator, for
Phillip C. Ward, Director
Water Resources Department