

STATE OF OREGON

COUNTY OF WHEELER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DAYSRING PARTNERS LLC
 15350 SW SEQUOIA PARKWAY SUITE 250
 PORTLAND OR 97224

confirms the right to use the waters of ROCK CREEK, tributary to JOHN DAY RIVER for IRRIGATION of 71.5 ACRES and SUPPLEMENTAL IRRIGATION of 31.0 ACRES.

This right was perfected under permit S-22983. The date of priority is APRIL 30, 1954. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.68 CUBIC FEET PER SECOND, 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
13 S	24 E	WM	27	SW NE	POD C: 1460 FEET SOUTH AND 1290 FEET EAST FROM N 1/4 CORNER, SECTION 27

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, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 4 acre-feet per acre for each acre irrigated during the irrigation season of each year, and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use is as follows:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
12 S	24 E	WM	36	SW SE		20.0
12 S	24 E	WM	36	SE SE		8.3
13 S	24 E	WM	1	NE NE	1	2.0
13 S	24 E	WM	1	NW NE	2	9.1
13 S	24 E	WM	1	SW NE		20.8
13 S	24 E	WM	1	SE NE		11.3

SUPPLEMENTAL IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
12 S	24 E	WM	36	NE NE		1.5
12 S	24 E	WM	36	NW NE		15.1
12 S	24 E	WM	36	SW NE		0.9

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 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, 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.

SUPPLEMENTAL IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
12 S	24 E	WM	36	SE NE		6.0
12 S	24 E	WM	36	NE SE		6.7
12 S	25 E	WM	31	NW SW	3	0.8

Measurement, recording and reporting conditions:

- A. The water user shall maintain the meter or other suitable measuring device approved by the Director in good working order.
- B. The water user shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

The water user shall maintain the headgate as required by the Department.

The water user shall maintain a complete record of water used each month and shall submit a report which includes the recorded water-use measurements to the District 4 Watermaster in Canyon City annually or more frequently as may be required by the Director. The water use reports shall include recorded monthly water-use measurements from each point of diversion. The reports also shall include dates of measurement and other information as may be requested by the Director. The frequency and timing of the reports may be modified upon determination of the director that an alternative frequency is needed or appropriate. The method of reporting may be by e-mail, facsimile or standard mail as agreed upon between the water user and Watermaster.

This certificate is issued to confirm a change in PLACE OF USE approved by an order of the Water Resources Director entered April 20, 2012 at Special Order Volume 87, Page 193, approving Transfer Application 11137, and together with Certificate 87507, supersedes Certificate 86550, 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 FEB 15 2013


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