

STATE OF OREGON

COUNTY OF WASCO

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

BADGER IMPROVEMENT DISTRICT
80309 ROSS ROAD
TYGH VALLEY OR 97063

confirms the right to use the waters of BADGER CREEK AND A RESERVOIR CONSTRUCTED UNDER PERMIT R-773, tributaries to WHITE RIVER for IRRIGATION of 3.7 ACRES.

This right was perfected under Permit S-22633. The date of priority is APRIL 12, 1941 AND MARCH 20, 1951. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.09 CUBIC FOOT PER SECOND, BEING 0.04 CFS (PRIORITY DATE APRIL 12, 1941) AND 0.05 CFS (PRIORITY DATE MARCH 20, 1951), or its equivalent in case of rotation, measured at the points of diversion.

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
3 S	10 E	WM	16	SW SW	BADGER LAKE - 400 FEET NORTH AND 800 FEET EAST FROM SW CORNER, SECTION 16
3 S	11 E	WM	29	NE SW	BADGER CREEK - 1290 FEET SOUTH AND 550 FEET WEST FROM C1/4 CORNER, SECTION 29

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, and shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year from direct flow and storage from the reservoir constructed under Permit R-773.

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 is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
4 S	12 E	WM	11	NE NE	3.7

The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.


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 183.482. 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.

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.

This certificate is issued to confirm a change in PLACE OF USE approved by an order of the Water Resources Director entered FEBUARY 12, 2007, at Special Order Volume 71, Page 157, approving Transfer Application 10228, and together with Certificate 82974, supersedes Certificate 76222, State record of Water Right Certificates.

Issued NOV 08 2013.



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