

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 8.03 ACRES AND SUPPLEMENTAL IRRIGATION OF 4.4 ACRES.

This right was perfected under Permit S-27390. The date of priority is MARCH 22, 1961. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.13 CUBIC FOOT PER SECOND FROM DIRECT FLOW, 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 from direct flow, 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 and the right allowed hereunder for the appropriation of water for lands having a valid prior right shall be limited to the amount necessary to made up any deficiency in water available to said lands under said prior right and the amount allowed herein, together with the amount secured under any other right existing for said lands, shall be limited by the duty of water as fixed herein. 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:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
4 S	12 E	WM	11	NE NE	8.03

SUPPLEMENTAL IRRIGATION - RESERVOIR					
Twp	Rng	Mer	Sec	Q-Q	Acres
4 S	12 E	WM	11	NE NE	1.76
4 S	12 E	WM	11	SE NW	2.64

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

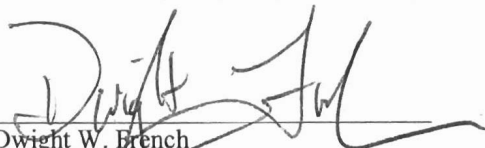
This is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial 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 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.

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 FEBRUARY 12, 2007 at Special Order Volume 71, Page 157, approving Transfer Application 10228, and together with Certificate 82973, supersedes Certificate 76223, State record of Water Right Certificates.

Issued NOV 08 2013.



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