

STATE OF OREGON

COUNTY OF MORROW

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

STATE OF OREGON
WATER RESOURCES DEPARTMENT

confirms the right to use the waters of the WALLA WALLA RIVER, a tributary of the COLUMBIA RIVER, for instream use for conservation, maintenance and enhancement of aquatic and fish life, wildlife, fish and wildlife habitat and other ecological values, and pollution abatement.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Umatilla County, and said decree is entered of record at Salem, in the Order Record of the Water Resources Director in Volume 12, Page 9. The date of priority is 1885, plus one minute.

The amount of water to which this right is entitled is limited to an amount actually beneficially used, and shall not exceed 0.03 CUBIC FOOT PER SECOND (cfs), from April 1 through October 31 of each year.

The description of the stream reach in which flows are to be maintained is as follows:

From the location of the previously authorized point of diversion under Certificate 13037, commonly referred to as the Milton Ditch diversion, located approximately at RM 48:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
5 N	36 E	WM	18	NW SW	15 FEET SOUTH AND 385 FEET EAST OF THE WEST ¼ CORNER OF SECTION 18

to the Oregon-Washington state line.

Water rights upstream of the original point of diversion shall not be subject to regulation for flows in excess of the quantities to which this instream water right is entitled at the original point of diversion.

Within the specified stream reach, the amount of water to which this right is entitled shall not exceed the quantity of water legally available at the original point of diversion. The stream channel losses and gains will be calculated based on available data and the use of water by senior appropriators will determine the amount of water to which the right is entitled downstream from the original point of diversion within the specified stream reach.

This final order is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075 and OAR 137-003-0675, you may 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.

The instream right established by this transfer shall replace a portion of instream water rights established pursuant to ORS 537.341 or 537.346 and shall be in addition to instream water rights established pursuant to ORS 537.348 or 537.470 unless otherwise specified by a subsequent order establishing a new instream water right.

The right is subject to all other terms and conditions of Certificate 13037, and any related decree.

This certificate is issued to confirm an ALLOCATION OF CONSERVED WATER approved by an order of the Water Resources Director recorded in Special Order Volume 92, Page 20, approving Conserved Water Application CW-57.

WITNESS the signature of the Water Resources Director, affixed April 1, 2014.



Dwight French, Water Right Services Administrator, for
PHILLIP C. WARD, DIRECTOR