

STATE OF OREGON
COUNTY OF
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.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Umatilla County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 12, at page 9. The date of priority is February 16, 1903. The amount of water to which this right is entitled is limited to an amount actually beneficially used, and shall not exceed 5.349 CUBIC FEET PER SECOND, and is further limited to annual volume of 1,601.79 ACRE FEET, measured at the point of diversion, from May 1 to September 28, of each year.

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

From the location of the diversion authorized previously under Certificate 85805, located:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
5 N	35 E	WM	1	NE NW	910 FEET SOUTH AND 700 FEET WEST FROM THE NORTH 14 CORNER OF SECTION 1

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 are calculated based on available data and the use of water by senior appropriators will determine the amount of water to which this right is entitled downstream from the original point of diversion within the specified stream reach. This instream right is not in addition to the by-pass flow conditions described in Permit 53662, or other water rights, unless otherwise specified by a subsequent order.

The instream right established by this transfer shall replace a portion of any 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 85805, 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 34, approving Conserved Water Application CW-38. This Certificate, together with Certificate 89170 and the conserved water under CW-38, supersedes Certificate 85805, State Record of Water Right Certificates.

WITNESS the signature of the Water Resources Director, affixed April 2, 2014.



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