

STATE OF OREGON

COUNTY OF GRANT

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CAMPBELL CROSSING INC
1826 W SCENIC DRIVE
THE DALLES OR 97058

confirms the right to use the waters of RUDIO CREEK, tributary to NORTH FORK JOHN DAY RIVER, for IRRIGATION OF 110.8 ACRES, DOMESTIC AND LIVESTOCK.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Grant County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 15, at Page 461. The date of priority is 1891.

The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed ONE-FORTIETH of one cubic foot per second per acre irrigated to June 1 and ONE-EIGHTIETH cubic foot per second per acre thereafter; further limited to 1.0 acre foot per calendar month to June 1 and 4.0 acre feet per acre during the season April 1 to September 30, measured at points of diversions.

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
9 S	26 E	WM	27	SE NE	POD 1 (RUDIO CREEK) ORIGINAL - 7120 FEET SOUTH AND 4200 FEET EAST FROM NW CORNER, SECTION 22
9 S	26 E	WM	15	NW SW	POD 2 (NORTH FORK JOHN DAY RIVER) ADDITIONAL - 1440 FEET NORTH AND 2370 FEET WEST FROM S1/4 CORNER, SECTION 15

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
9 S	26 E	WM	15	SW SW	22.0
9 S	26 E	WM	15	SE SW	9.9
9 S	26 E	WM	15	SW SE	0.9
9 S	26 E	WM	22	NW NE	1.0
9 S	26 E	WM	22	NE NW	11.0
9 S	26 E	WM	22	NW NW	30.4
9 S	26 E	WM	22	SW NW	35.6

The quantity of water diverted at the new point of diversion, together with that diverted at the old point of diversion, shall not exceed the quantity of water lawfully available from the original point of diversion.

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.

Measurement, recording and reporting conditions:

- A. The water user shall maintain the totalizing flow meter for enclosed pipe diversions, and standard weirs or flumes in open channel ditches and at Rudio Creek near the mouth, or, with prior approval of the Director, another suitable measuring device, at each point of diversion.
- B. The water user shall maintain the meters or measuring devices in good working order.
- C. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the watermaster shall request access upon reasonable notice.

The water user shall maintain and operate the fish screen and/or by-pass device, as appropriate, at the point of diversion consistent with ODFW's operational and maintenance standards.

To prevent injury, the Director may require that the applicant not be allowed to request regulation of upstream users on Rudio Creek to cover or negate channel or any other losses that are found to be present in the transportation of water between POD 1 and the mouth of Rudio Creek. The water user shall pump from POD 2 on the North Fork of the John Day River only the quantity of water that is identified at the measuring device near the mouth of Rudio Creek. Additionally, the water user may use a pumping sump to blend North Fork of the John Day River water and Rudio Creek water to be distributed on irrigated lands.

The Director may require the water user to install staff gages or other suitable measuring devices on the off-channel sump, and provide a rating curve for the capacity of the sump. Staff gages shall be United States Geological Survey style. Additionally, if the reservoir is located in-channel, weirs or other suitable measuring devices may be required upstream and downstream of the reservoir, and an adjustable outlet valve may be required. If the Director notifies the water user to install adjustable outlet valves, staff gages, weirs, or other suitable measuring devices, the water user shall install such devices specified by the Director within the period allowed in the notice. Once installed, the water user shall maintain the devices in good working order and shall allow the Watermaster access to the devices.

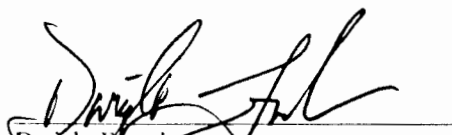
Beginning June 1 of each year, POD 1 on Rudio Creek may only be used when flow, measured at the mouth of Rudio Creek, is 2.0 CFS or greater. If flow drops below 2.0 CFS, POD 1 shall not be used, and available water in Rudio Creek shall be diverted from POD 2 on the North Fork John Day River until the end of the irrigation season. Beginning July 1, POD 1 shall not be used regardless of whether flows are 2.0 CFS or greater. At that time, available water in Rudio Creek shall be diverted from POD 2 on the North Fork of John Day River until the end of the irrigation season.

The right to the use of the water for the above purpose is restricted to beneficial use on place of use described, and is subject to all other conditions and limitations contained in said decree.

This certificate is issued to confirm changes in ADDITIONAL POINT OF DIVERSION AND PLACE OF USE approved by an order of the Water Resources Director entered OCTOBER 6, 2010, at Special Order Volume 82, Page 25, approving Transfer Application 10904, supercedes Certificate 39829, State Record of Water Right Certificates.

AUG 29 2014

Issued _____


Dwight French
Water Right Services Division Administrator, for
Director
Oregon Water Resources Department