

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ASH GROVE CEMENT COMPANY
 PO BOX 287
 33060 SHIRTTAIL CREEK RD
 DURKEE OR 97905

confirms the right to the use of water perfected under the terms of Permit G-7982. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the points of appropriation from the source. The specific limits and conditions of the use are listed below.

SOURCE OF WATER: WELL #1 AND WELL #2 IN THE BURNT RIVER BASIN

PURPOSE or USE: INDUSTRIAL USE FOR CEMENT MANUFACTURE INCLUDING SANITARY FACILITIES AND LANDSCAPE IRRIGATION

MAXIMUM RATE: 0.86 CUBIC FOOT PER SECOND (CFS)

DATE OF PRIORITY: FEBRUARY 15, 1978

The wells are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
12 S	43 E	WM	11	NW NW	WELL #2 (711.WP2): 350 FEET SOUTH AND 1030 FEET EAST FROM NW CORNER, SECTION 11
12 S	43 E	WM	11	NW NW	WELL #1 (711.WP1): 380 FEET SOUTH AND 1150 FEET EAST FROM NW CORNER, SECTION 11

The right 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
12 S	43 E	WM	10	NE NE
12 S	43 E	WM	10	NW NE
12 S	43 E	WM	10	SW NE
12 S	43 E	WM	10	SE NE
12 S	43 E	WM	10	SE NW
12 S	43 E	WM	10	NE SW
12 S	43 E	WM	10	NW SW
12 S	43 E	WM	10	SW SW
12 S	43 E	WM	10	SE SW
12 S	43 E	WM	10	NE SE
12 S	43 E	WM	10	NW SE
12 S	43 E	WM	10	SW SE
12 S	43 E	WM	10	SE SE

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.

Twp	Rng	Mer	Sec	Q-Q
12 S	43 E	WM	11	NE NW
12 S	43 E	WM	11	NW NW
12 S	43 E	WM	11	SW NW
12 S	43 E	WM	11	SE NW
12 S	43 E	WM	11	NE SW
12 S	43 E	WM	11	NW SW
12 S	43 E	WM	11	SW SW
12 S	43 E	WM	11	SE SW
12 S	43 E	WM	11	NW SE
12 S	43 E	WM	11	SW SE
12 S	43 E	WM	14	NW NW
12 S	43 E	WM	15	NE NE
12 S	43 E	WM	15	NW NE
12 S	43 E	WM	15	NE NW
12 S	43 E	WM	15	NW NW
12 S	43 E	WM	16	NE NE
12 S	43 E	WM	16	NW NE
12 S	43 E	WM	16	SW NE
12 S	43 E	WM	16	SE NE

The quantity of water diverted at the new points of appropriation shall not exceed the quantity of water lawfully available at the original points of appropriation described as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
12 S	43 E	WM	11	NW NW	WELL #1 - 350 FEET SOUTH AND 1020 FEET EAST FROM NW CORNER, SECTION 11
12 S	43 E	WM	11	NW NW	WELL #2 - 380 FEET SOUTH AND 1160 FEET EAST FROM NW CORNER, SECTION 11

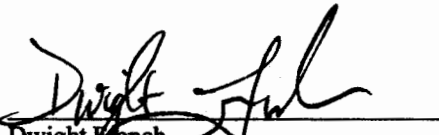
Water shall be acquired from the same aquifer (water source) as the original points of appropriation.

The water user shall maintain and operate existing measurement device and shall make such improvements as may be required by the Department.

The right to the use of the water for the above purpose is restricted to beneficial use on the place of use described, and is subject to all other conditions and limitations contained in Certificate 60851 and any related decree.

This certificate is issued to confirm a change in POINTS OF APPROPRIATION AND PLACE OF USE; approved by an order of the Water Resources Director entered January 9, 2009, at Special Order Volume 77, Page 86, approving Transfer Application 10694, supercedes Certificate 60851, State record of Water Right Certificates.

Issued **JUN 03 2016**


Dwight French
Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department