

STATE OF OREGON
COUNTY OF UMATILLA
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

EDWARD C BURLINGAME
801 S MAIN
MILYON-FREEWATER OR 99342

confirms the right to use the waters of SEEPAGE AND WASTE FROM SWARTZ SPRING BRANCH, TRIBUTARY OF PINE CREEK, for SUPPLEMENTAL IRRIGATION OF 68.4 ACRES.

This right was perfected under Permit S-16589. The date of priority is SEPTEMBER 14, 1945. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.86 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distance
6 N	34 E	WM	17	NW SE	HISTORIC POD - 2335 FEET NORTH AND 2575 FEET WEST FROM THE SE CORNER OF SECTION 17

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be limited to a diversion of not to exceed 1.0 acre-foot per acre for each acre irrigated during any 30-day period 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 from April 1 to October 1, and shall also be limited to the water available at the point of diversion, and shall not carry with it the right to compel the continuance of the waste water, and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use to which this right is appurtenant is as follows:

SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 N	34 E	WM	17	SE NW	12.50
6 N	34 E	WM	17	NE SW	8.10
6 N	34 E	WM	17	NE SE	5.50
6 N	34 E	WM	17	NW SE	19.10
6 N	34 E	WM	17	SW SE	15.50
6 N	34 E	WM	17	SE SE	7.70
Total					68.40

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, 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.

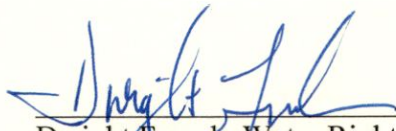
Prior to October 1, 2020, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device at the new point of diversion. The water user shall maintain the meter or measuring device in good working order. The water user shall allow the Watermaster access to the meter or measuring device; provided however, where the meter or measuring device are located within a private structure, the Watermaster shall request access upon reasonable notice.

Prior to October 1, 2020, the water user shall install an approved fish screen at the new point of diversion. The water user may withdraw water at the new point of diversion without a screen until October 1, 2019. The water user shall provide to OWRD a written statement from Oregon Department of Fish and Wildlife (ODFW) that the installed screen meets the state's criteria, or that ODFW has determined a screen is not necessary. The water user shall maintain and operate the fish screen at the new point of diversion consistent with ODFW's operational and maintenance standards. If ODFW determines the screen is not functioning properly, and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that the fish screen is functioning properly.

This certificate is issued to confirm an HISTORIC CHANGE IN POINT OF DIVERSION approved by an order of the Water Resources Director entered JUN 18 2018, approving Transfer Application T-12312, and supersedes Certificate 24512, State Record of Water Right Certificates.

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.

WITNESS the signature of the Water Resources Director, affixed JUN 18 2018.



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