

STATE OF OREGON

COUNTY OF UMATILLA

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ELH, LLC  
76855 HWY 207  
ECHO, OR 97828

confirms the right to use the waters of BUTTER CREEK, a tributary of the UMATILLA RIVER, for SUPPLEMENTAL IRRIGATION of 66.5 ACRES, AND STOCK WATER.

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 3, at Page 250. The date of priority is 1870.

The use is limited to 1.1 CUBIC FOOT PER SECOND (cfs), or its equivalent in case of rotation, measured at the point of diversion from the stream.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of 4.0 acre-feet for each acre irrigated during the irrigation season of each year, from JANUARY 1 to SEPTEMBER 1, provided further that the right allowed herein for supplemental irrigation shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein.

A description of the place of use is as follows:

SUPPLEMENTAL IRRIGATION and STOCK WATER						
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot
3 N	28 E	WM	5	NE SW	4.0	2304
3 N	28 E	WM	5	NW SW	29.5	2304
3 N	28 E	WM	5	SW SW	25.3	900
3 N	28 E	WM	5	SE SW	5.1	900
3 N	28 E	WM	6	NE SE	1.3	2304
3 N	28 E	WM	6	SE SE	1.3	2304
<b>Total:</b>					<b>66.5</b>	

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

**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.

This certificate is issued to confirm a change in PLACE OF USE approved by an order of the Water Resources Director entered October 10, 2018, at Special Order Volume 109, Page 715, approving Transfer Application T-12662, and supersedes Certificate 76737, State record of Water Right Certificates.

Issued NOV 25 2019.



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