

## STATE OF OREGON

COUNTY OF

MALHEUR

## CERTIFICATE OF WATER RIGHT

**This is to certify,** *That* RICHARD D. HEVNER

of PO Box 43, Brogan, State of Oregon 97903, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of Willow Creek

a tributary of Malheur River for the purpose of supplemental irrigation of 11.1 acres

under Permit No. 42210 and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from April 8, 1977 that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.28 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NE 1/4 NE 1/4, Section 25, T15S, R42E, WM; 140 feet South and 890 feet West from NE Corner, Section 25.

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-fortieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 3 acre-feet per acre for each acre irrigated during the irrigation season of each year, provided further that the right allowed herein 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;

and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

11.1 acres NE 1/4 NE 1/4  
Section 25  
Township 15 South, Range 42 East, WM

This certificate describes that portion of the water right confirmed by Proof of Appropriation of Water for Permit 42210, NOT modified by the provisions of an order of the Water Resources Director entered on August 16, 1984, approving Transfer Application 5338.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described and is subject to minimum flows established by the Water Policy Review Board with an effective date prior to this right.

WITNESS the signature of the Water Resources Director, affixed

this date. December 4, 1984

/s/ William H. Young

Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 47, page 52566