

STATE OF OREGON

HARNEY and GRANT COUNTY

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

U.S. MALHEUR NATIONAL FOREST
P.O. BOX 909
JOHN DAY, OREGON 97845

confirms the right to use the waters of SCHOOLMARM SPRING, DRY WELL SPRING, BEAR SPRING, HORSEHEAD SPRING, ROCK SPRING AND GARRET BASIN, tributaries to EMIGRANT CREEK AND SILVIES RIVER for LIVESTOCK.

This right was perfected under Permit 49511. The date of priority is MAY 20, 1985. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.01 CUBIC FOOT PER SECOND (CFS) FROM EACH SOURCE PROVIDED THE TOTAL QUANTITY DIVERTED FROM THE COMBINED SOURCES SHALL NOT EXCEED 0.01 CFS, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

SCHOOL MARM SPRING:	SE 1/4 NW 1/4, SECTION 19, TOWNSHIP 19 SOUTH, RANGE 28 EAST, W.M.; 1700 FEET SOUTH AND 2900 FEET EAST FROM THE NW CORNER OF SECTION 19; AND
DRY WELL SPRING:	NW 1/4 NW 1/4, SECTION 29, TOWNSHIP 19 SOUTH, RANGE 28 EAST, W.M.; 200 FEET SOUTH AND 500 FEET EAST FROM THE NW CORNER OF SECTION 29; AND
BEAR SPRING:	SE 1/4 SW 1/4, SECTION 30, TOWNSHIP 19 SOUTH, RANGE 28 EAST, W.M.; 900 FEET NORTH AND 2500 FEET EAST FROM THE SW CORNER OF SECTION 30; AND
HORSEHEAD SPRING:	NW 1/4 NE 1/4, SECTION 8, TOWNSHIP 20 SOUTH, RANGE 28 EAST, W.M.; 800 FEET SOUTH AND 2500 FEET WEST FROM THE NE CORNER OF SECTION 8; AND
ROCK SPRING:	NW 1/4 NE 1/4, SECTION 18, TOWNSHIP 20 SOUTH, RANGE 28 EAST, W.M.; 1100 FEET SOUTH AND 1400 FEET WEST FROM THE NE CORNER OF SECTION 18; AND
GARRET BASIN:	SE 1/4 SE 1/4, SECTION 19, TOWNSHIP 20 SOUTH, RANGE 28 EAST, W.M.; 1200 FEET NORTH AND 400 FEET WEST FROM THE SE CORNER OF SECTION 19.

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

Certificate number 77151.

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

SE 1/4 NW 1/4 SCHOOLMARM SPRING
SECTION 19
TOWNSHIP 19 SOUTH, RANGE 28 EAST, W.M.

NW 1/4 NW 1/4 DRY WELL SPRING
SECTION 29
TOWNSHIP 19 SOUTH, RANGE 28 EAST, W.M.

SE 1/4 SW 1/4 BEAR SPRING
SECTION 30
TOWNSHIP 19 SOUTH, RANGE 28 EAST, W.M.

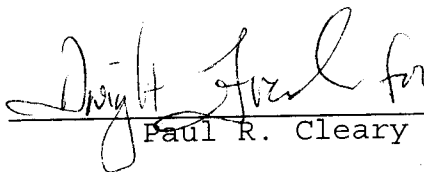
NW 1/4 NE 1/4 HORSEHEAD SPRING
SECTION 8
TOWNSHIP 20 SOUTH, RANGE 28 EAST, W.M.

NW 1/4 NE 1/4 ROCK SPRING
SECTION 18
TOWNSHIP 20 SOUTH, RANGE 28 EAST, W.M.

SE 1/4 SE 1/4 GARRET BASIN
SECTION 19
TOWNSHIP 20 SOUTH, RANGE 28 EAST, W.M.

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. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

WITNESS the signature of the Water Resources Director, affixed August 29, 2001.


Paul R. Cleary

Recorded in State Record of Water Right Certificate Number 77151.

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