

STATE OF OREGON
COUNTY OF HARNEY
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 BRANDON SPRING AND SHEPHERD SPRING, tributaries of PINE CREEK for LIVESTOCK.

This right was perfected under Permit 49508. 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 0.02 CUBIC FOOT PER SECOND (CFS), BEING 0.02 CFS FROM EACH SOURCE PROVIDED THE TOTAL QUANTITY DIVERTED FROM ALL SOURCES SHALL NOT EXCEED 0.02 CFS.

The points of diversion are located as follows:

BRANDON SPRING: SW 1/4 NW 1/4, SECTION 25, TOWNSHIP 19 SOUTH, RANGE 32 EAST, W.M.; 2600 FEET SOUTH AND 600 FEET EAST FROM THE NW CORNER OF SECTION 25; AND

SHEPHERD SPRING: NW 1/4 NW 1/4, SECTION 19, TOWNSHIP 19 SOUTH, RANGE 33 EAST, W.M.; 1100 FEET SOUTH AND 200 FEET EAST FROM THE NW CORNER OF SECTION 19.

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

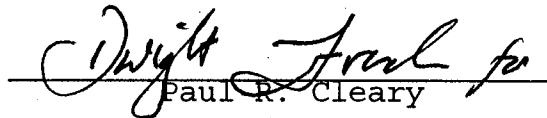
A description of the place of use to which this right is appurtenant is as follows:

SW 1/4 NW 1/4
SECTION 25
TOWNSHIP 19 SOUTH, RANGE 32 EAST, W.M.

NW 1/4 NW 1/4
SECTION 19
TOWNSHIP 19 SOUTH, RANGE 33 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 July 1, 2003.


Paul R. Cleary

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within the 60 days of the date of service.

Recorded in State Record of Water Right Certificates Number 80241.
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