

STATE OF OREGON

COUNTY OF LAKE

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

EDWARD MURPHY  
P.O. BOX 137  
PAISLEY, OR 97636

confirms the right to use the waters of CHEWAUCAN RIVER, a tributary of ABERT LAKE, for IRRIGATION OF 80.0 ACRES AND DOMESTIC.

This right was confirmed by decree of the Circuit Court of the State of Oregon for LAKE COUNTY. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 5, at Page 1. The date of priority is 1885.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed A RATE OF DIVERSION OF 1/25 OF A CUBIC FOOT PER SECOND PER ACRE, LIMITED TO 3.9 ACRE FEET PER ACRE DURING EACH IRRIGATION SEASON, BEING THE PERIOD FROM APRIL 1 TO SEPTEMBER 15 OF EACH YEAR (IF AVAILABLE AT THE ORIGINAL POINT OF DIVERSION DESCRIBED AS THE LOWER CONN DITCH LOCATED WITHIN THE SE 1/4 NE 1/4, SECTION 24, TOWNSHIP 33 SOUTH, RANGE 18 EAST, W.M), or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

BRATTAIN DITCH - NW 1/4 SW 1/4, SECTION 24, TOWNSHIP 33 SOUTH, RANGE 18 EST, W.M.; NORTH 11°02'05" EAST 1808.89 FEET FROM THE SW CORNER OF SECTION 24.

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

NE 1/4 SW 1/4 40.0 ACRES

NW 1/4 SW 1/4 40.0 ACRES

SECTION 19

TOWNSHIP 33 SOUTH, RANGE 19 EAST, W.M.

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.


The water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

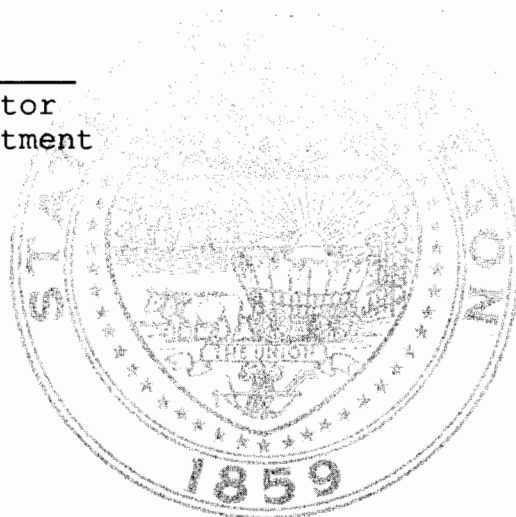
This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered MAY 22, 1996, and together with Certificate 72346, supersedes Certificate 3677, State Record of Water Right Certificates.

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 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.

Issued MARCH 18, 2004.

  
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Paul R. Cleary, Director  
Water Resources Department



Recorded in State Record of Water Right Certificates Number 80631.

T-6801.SB