

STATE OF OREGON

COUNTY OF CROOK

CERTIFICATE OF WATER RIGHT

SUPERSEDED BY
CERT. NO. ⁸⁰⁸⁵⁴~~93623~~

THIS CERTIFICATE ISSUED TO

WHITE DEER RANCH
C/O J. FREEDMAN
15 SW COLORADO
BEND, OREGON 97702

BOBBY KENNEDY
2750 SOUTH CROOKED RIVER HWY
PRINEVILLE, OREGON 97754

confirms the right to use the waters of THE CROOKED RIVER AND PRINEVILLE RESERVOIR CONSTRUCTED UNDER PERMIT R-2223, tributaries of THE DESCHUTES RIVER, for PRIMARY IRRIGATION OF 14.8 ACRES AND SUPPLEMENTAL IRRIGATION OF 94.5 ACRES.

This right was perfected under Permit 25991. The date of priority is APRIL 8, 1914. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 2.73 CUBIC FEET PER SECOND (IF AVAILABLE AT THE ORIGINAL POINT OF DIVERSION AT BOWMAN DAM AND PEOPLE'S DITCH DIVERSION DESCRIBED AS BEING LOCATED WITHIN THE NW 1/4 SW 1/4, SECTION 8, TOWNSHIP 15 SOUTH, RANGE 16 EAST, W.M.; 1920 FEET NORTH AND 340 FEET EAST FROM THE SW CORNER OF SECTION 8), or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

BOWMAN DAM - SW 1/4 NW 1/4, SECTION 11, TOWNSHIP 17 SOUTH, RANGE 16 EAST, W.M.; 1650 FEET SOUTH AND 300 FEET EAST FROM THE NW CORNER OF SECTION 11;

CROOKED RIVER (KENNEDY PUMP) - NW 1/4 SW 1/4, SECTION 8, TOWNSHIP 15 SOUTH, RANGE 16 EAST, W.M.; 1870 FEET NORTH AND 400 FEET EAST FROM THE SW CORNER OF SECTION 8; AND

RICE BALDWIN DITCH - LOT 2 (NW 1/4 NE 1/4), SECTION 1, TOWNSHIP 16 SOUTH, RANGE 15 EAST, W.M.; 300 FEET SOUTH AND 470 FEET EAST FROM THE NORTH 1/4 CORNER OF SECTION 1.

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.

T-7487A.SB

Cancelled due to
T-~~911~~; Sp. Or.
Vol. ~~63~~ P. ~~436~~

Certificate Number 80713

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is 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 4.0 acre-feet for each acre irrigated during the irrigation season of each year from direct flow and storage.

The use of stored water under this right is subject to the water user having a contract for the stored water between the Bureau of Reclamation, or owners of the reservoir, and the water user.

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:

PRIMARY IRRIGATION

SE 1/4 SE 1/4 10.9 ACRES
SECTION 13
TOWNSHIP 15 SOUTH, RANGE 15 EAST, W.M.

SW 1/4 SW 1/4 3.9 ACRES
SECTION 18
TOWNSHIP 15 SOUTH, RANGE 16 EAST, W.M.

SUPPLEMENTAL IRRIGATION

SE 1/4 SE 1/4 1.2 ACRES
SECTION 13

NE 1/4 NE 1/4 35.7 ACRES
NW 1/4 NE 1/4 2.7 ACRES
SW 1/4 NE 1/4 9.0 ACRES
SE 1/4 NE 1/4 15.0 ACRES
SECTION 24
TOWNSHIP 15 SOUTH, RANGE 15 EAST, W.M.

NE 1/4 NW 1/4 9.6 ACRES
NW 1/4 NW 1/4 19.9 ACRES
SECTION 17

SW 1/4 SW 1/4 0.1 ACRE
SECTION 18

NW 1/4 NW 1/4 1.3 ACRES
SECTION 19
TOWNSHIP 15 SOUTH, RANGE 16 EAST, W.M.

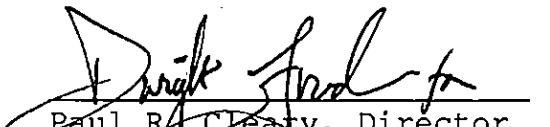
When required by the Department, the water user shall install and maintain headgates, in-line flow meters, weirs, or other suitable devices for measuring and recording the quantity of water diverted. The types and plans of the headgate and measuring devices must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

This certificate is issued to confirm a change in PLACE OF USE AND POINTS OF DIVERSION approved by an order of the Water Resources Director entered FEBRUARY 26, 1999, and together with Certificate 76013, supersedes Certificate 74201, 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. 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.

Issued May 20, 2004.


Paul R. Cleary, Director
Water Resources Department

Recorded in State Record of Water Right Certificates Number 80713.

T-7487A.SB