

STATE OF OREGON

COUNTY OF CROOK

**SUPERSEDED BY**

CERTIFICATE OF WATER RIGHT CERT. NO. <sup>80855</sup>~~93624~~

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, a tributary of the DESCHUTES RIVER, for IRRIGATION OF 94.5 ACRES AND STOCK.

This right was confirmed by decree of the Circuit Court of the State of Oregon for CROOK County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 1, at Page 449. The date of priority is 1893.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 1.18 CUBIC FEET PER SECOND (IF AVAILABLE AT THE ORIGINAL POINT OF DIVERSION DESCRIBED AS BEING THE PEOPLE'S DITCH 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, SECTION 8), or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

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; AND

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.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 4.0 acre-feet for each acre irrigated during the irrigation season of each year.

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-7487B.SB  
Cancelled due to  
T-~~9171~~; Sp. Op.  
Vol. ~~13~~, p. ~~436~~

Certificate Number 80714

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

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.	

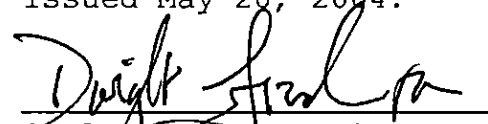
When required by the Department, the water user shall install and maintain headgates, in-line flow meters, weirs, or other suitable devices for measuring and recording the quantity of water diverted. The types and plans of the headgate and measuring devices must be approved by the Department prior to 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 76012, supersedes Certificate 74199, 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 May 20, 2004.

  
Paul R. Cleary, Director  
Water Resources Department

Recorded in State Record of Water Right Certificates Number 80714.  
T-7487B.SB