

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 SHELLROCK SPRING AND JAKE GREEN SPRING tributaries to COW CREEK for LIVESTOCK.

This right was perfected under Permit 49514. 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 0.015 CUBIC FOOT PER SECOND (CFS) FROM EACH SOURCE PROVIDED THE TOTAL QUANTITY DIVERTED FROM THE COMBINED SOURCES SHALL NOT EXCEED 0.015 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:

SHELLROCK SPRING: SW 1/4 NE 1/4, SECTION 22, TOWNSHIP 21 SOUTH, RANGE 32.5 EAST, W.M.; 1500 FEET SOUTH AND 1400 FEET WEST FROM THE NE CORNER OF SECTION 22;

JAKE GREEN SPRING: SE 1/4 SE 1/4, SECTION 23, TOWNSHIP 21 SOUTH, RANGE 32.5 EAST, W.M.; 300 FEET NORTH AND 800 FEET WEST FROM THE SE CORNER OF SECTION 23.

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 NE 1/4 SHELLROCK SPRING
SECTION 22
TOWNSHIP 21 SOUTH, RANGE 32.5 EAST, W.M.

SE 1/4 SE 1/4 JAKE GREEN SPRING
SECTION 23
TOWNSHIP 21 SOUTH, RANGE 32.5 EAST, W.M.

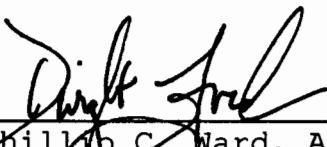
This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within the 60 days of the date of service.

The 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.

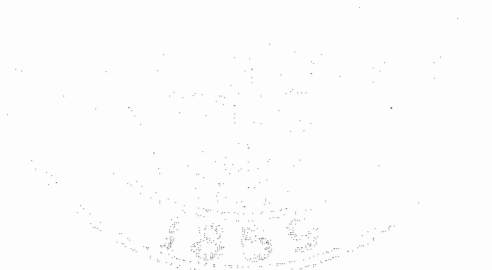
This Certificate is issued to correctly describe the locations of the points of diversion and place of use and supersedes Certificate 77154.

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.

Issued August 25, 2004.



Phillip C. Ward, Acting Director
Water Resources Department



Recorded in State Record of Water Right Certificates Number 80842.

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