

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 BLUE SPRING, LOST SPRING AND MOSIER SPRING, tributaries of BLUE CREEK for LIVESTOCK.

This right was perfected under Permit 49524. 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 0.01 CUBIC FOOT PER SECOND (CFS) FROM EACH SOURCE PROVIDED THE TOTAL QUANTITY DIVERTED FROM THE COMBINED SOURCES SHALL NOT EXCEED 0.01 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:

BLUE SPRING: SW 1/4 SE 1/4, SECTION 9, TOWNSHIP 20 SOUTH, RANGE 28 EAST, W.M.; 900 FEET NORTH AND 2400 FEET WEST FROM THE SE CORNER OF SECTION 9; AND

LOST SPRING: SW 1/4 NW 1/4, SECTION 16, TOWNSHIP 20 SOUTH, RANGE 28 EAST, W.M.; 1600 FEET SOUTH AND 500 FEET EAST FROM THE NW CORNER OF SECTION 16; AND

MOSIER SPRING: NW 1/4 NW 1/4, SECTION 21, TOWNSHIP 20 SOUTH, RANGE 28 EAST, W.M.; 1000 FEET SOUTH AND 900 FEET EAST FROM THE NW CORNER OF SECTION 21.

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

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.

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Certificate Number 80843

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

SW 1/4 SE 1/4 BLUE SPRING
SECTION 9

SW 1/4 NW 1/4 LOST SPRING
SECTION 16

NW 1/4 NW 1/4 MOSIER SPRING
SECTION 21
TOWNSHIP 20 SOUTH, RANGE 28 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.

This Certificate is issued to correctly describe the certificate number and supersedes Certificate 77164.

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 80843.

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