

DC

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 HOG FLAT AND TWIN SPRINGS,
tributaries of MALHEUR RIVER for LIVESTOCK.

This right was perfected under Permit 49526. 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:

HOG FLAT - NE 1/4 SW 1/4, SECTION 5, TOWNSHIP 18 SOUTH, RANGE 34 EAST,
W.M.; 2200 FEET NORTH AND 2400 FEET EAST FROM THE SW CORNER OF SECTION
5; AND

TWIN SPRINGS - LOT 1 (NE 1/4 NE 1/4), SECTION 6, TOWNSHIP 18 SOUTH,
RANGE 34 EAST, W.M.; 1300 FEET SOUTH AND 500 FEET WEST FROM THE NE
CORNER OF SECTION 6.

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:

NE 1/4 SW 1/4 HOG FLAT
SECTION 5

LOT 1 (NE 1/4 NE 1/4) TWIN SPRINGS
SECTION 6
TOWNSHIP 18 SOUTH, RANGE 34 EAST, W.M.

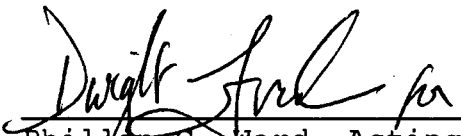
This is a final order in other than contested case. This order is
subject to judicial review under ORS 183.484. Any petition for
judicial review of the order must be filed within the 60 days of
the date of service.

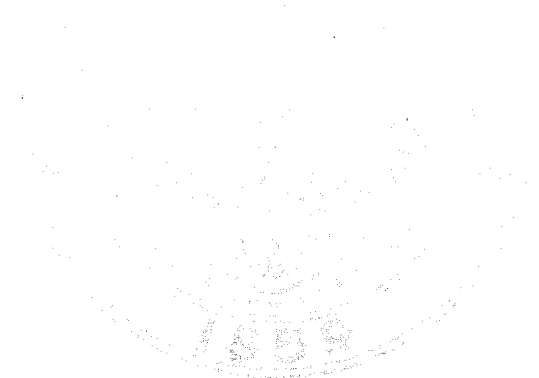
The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

THIS CERTIFICATE IS ISSUED TO CORRECTLY DESCRIBE THE LOCATION OF THE TWIN SPRINGS POINT OF DIVERSION AND SUPERSEDES CERTIFICATE 79185.

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 80844.

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