

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

STATE OF OREGON

COUNTY OF HARNEY

CERTIFICATE OF WATER RIGHT (HB 2153)

THIS CERTIFICATE ISSUED TO

J V MOON AND SON
PO BOX 875
BURNS, OREGON 97720

confirms the right to store the waters of HUGHET SPRING tributary of HARNEY LAKE, in RESERVOIRS (RES) 9 AND 10, for LIVESTOCK AND WILDLIFE WATERING.

The right to store and use these waters was perfected under Reservoir Application R-83396. The date of priority is January 1, 1993. The amount of water entitled to be stored and used each year under this right in not more than 4.4 ACRE-FEET (AF), BEING 2.2 AF EACH IN RES 9 AND 10.

The reservoirs are located within:

RES 9 NE 1/4 NE 1/4
RES 10 SW 1/4 NE 1/4
SECTION 10
RES 9 NW 1/4 NW 1/4
SECTION 11

TOWNSHIP 27 SOUTH, RANGE 29 EAST, W.M.

The water right holder may be required in the future to install, maintain, and operate fish screening and by-pass devices as required by the Oregon Department of Fish and Wildlife to prevent fish from entering the proposed diversion.

R-83396.LHN

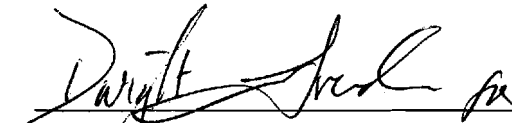
Certificate Number 81346

THIS CERTIFICATE IS ISSUED TO CORRECTLY DESCRIBE THE SOURCE OF WATER AND RESERVOIR LOCATION AND SUPERSEDES CERTIFICATE 80722.

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 storage of water allowed herein is subject to the installation and maintenance of an outlet pipe, or the provision of other means to evacuate water when determined necessary by the Water Resources Director to satisfy prior downstream rights.

Issued MAY 12, 2005.


Phillip C. Ward, Director
Water Resources Department



Recorded in State Record of Water Right Certificates Number 81346.

R-83396.LHN