

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. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

STATE OF OREGON

COUNTY OF GRANT

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

WILLIAM H. AND KIM L. BROWN
PO BOX 631
CANYON CITY, OREGON 97820

NELSON E. AND MELVA J. HECKMAN
PO BOX 572
CANYON CITY, OREGON 97820

confirms the right to use the waters of A SPRING AND AN UNNAMED DRAW, tributaries of LITTLE PINE CREEK, for DOMESTIC USE FOR TWO FAMILIES INCLUDING THE IRRIGATION OF NOT TO EXCEED ONE-HALF ACRE LAWN OR NON-COMMERCIAL GARDEN FOR EACH FROM THE SPRING AND IRRIGATION OF 1.0 ACRE FROM THE UNNAMED DRAW.

This right was perfected under Permit 50124. The date of priority is MAY 28, 1987. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.04 CUBIC FOOT PER SECOND, BEING 0.015 CFS FROM THE SPRING AND 0.025 CFS FROM THE UNNAMED DRAW, or its equivalent in case of rotation, measured at the point of diversion from the source.

AS APPROVED BY THE WATER RESOURCES COMMISSION ON NOVEMBER 20, 1987, THE IRRIGATION RIGHT HEREIN ALLOWED IS LIMITED TO DRIP IRRIGATION OR METHODS OF EQUAL OR BETTER EFFICIENCY.

The points of diversion are located as follows:

NE 1/4 SW 1/4, NW 1/4 SW 1/4, SECTION 5, TOWNSHIP 14 SOUTH, RANGE 32 EAST, W.M.; SPRING - 1280 FEET SOUTH AND 1400 FEET EAST, UNNAMED DRAW - 1090 FEET SOUTH AND 400 FEET EAST, BOTH FROM THE WEST 1/4 CORNER OF SECTION 5.

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Certificate Number 82043

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to ONE-FORTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 4.0 acre-feet per acre for each acre irrigated during the irrigation season of each year, being further limited during the periods:

June 15 to 30 of each year to 0.3 acre-foot per acre irrigated,
July of each year to 0.9 acre-foot per acre irrigated,
August of each year to 0.7 acre-foot per acre irrigated and
September of each year to 0.3 acre-foot per acre irrigated.

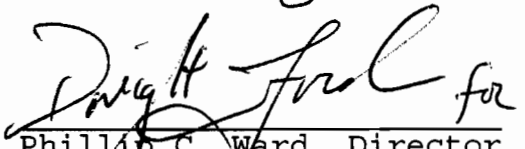
The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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

NW 1/4 SW 1/4 DOMESTIC USE
NW 1/4 SW 1/4 1.0 ACRE
SW 1/4 SW 1/4 DOMESTIC USE
SECTION 5
TOWNSHIP 14 SOUTH, RANGE 32 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.

Issued July 14, 2006


Phillip C. Ward, Director
Water Resources Department

Recorded in State Record of Water Right Certificates Number 82043.

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