

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 GRANT

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

J. A. AND SUSAN HEASTON
BOX 616
HINES, OREGON 97738

confirms the right to use the waters of INDIAN CREEK, a tributary of JOHN DAY RIVER, for IRRIGATION OF 56.4 ACRES.

This right was perfected under DECREE OF THE CIRCUIT COURT FOR GRANT COUNTY, OREGON, ENTERED NOVEMBER 16, 1956. The date of priority is 1881. This right is limited to 1.41 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source. The quantity of water diverted at the new point of diversion shall not exceed the quantity of water available at the old point of diversion under the subject right.

The point of diversion is located as follows:

SE 1/4 SE 1/4, SECTION 29, T 13 S, R 33 E, W.M.; 10 FEET NORTH AND 540 FEET WEST FROM THE SOUTHEAST CORNER OF SECTION 29.

The amount of water used for irrigation together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-FORTIETH of one cubic foot per second (or its equivalent) per acre irrigated to June 1st and ONE-EIGHTIETH of one cubic foot per second per acre thereafter; further limited to 1.0 acre-foot per calendar month to June 1st and 4.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

T-4550.JWG

Certificate Number 82408

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

NE 1/4 SE 1/4	2.0 ACRES
NW 1/4 SE 1/4	27.2 ACRES
SW 1/4 SE 1/4	4.8 ACRES
SE 1/4 SE 1/4	22.4 ACRES

SECTION 29
TOWNSHIP 13 SOUTH, RANGE 33 EAST, W.M.

When in the judgement of the Watermaster it becomes necessary to install headgates and measuring devices:

that the diversion works shall include an in-line flow meter, a weir, or other suitable device for measuring the water to which the user is entitled;

that the type and plans of the measuring device be approved by the Watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said Watermaster.

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 confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered on October 28, 1980 and supersedes Certificate 25755, State Record of Water Right Certificates.

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.

WITNESS the signature of the Water Resources Director,

affixed OCT 06 2006.



Phillip C. Ward, Director
Oregon Water Resources Department