

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 WHEELER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RICK AND MARLENE STANLEY
PO BOX 207
SPRAY, OREGON 97874

confirms the right to use the waters of JOHN DAY RIVER, a tributary of the COLUMBIA RIVER, for IRRIGATION OF 8.8 ACRES AND STOCK (ONLY FROM POINT OF DIVERSION IN SECTION 33).

This right was confirmed by decree of the Circuit Court of the State of Oregon for GRANT County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 15, at Page 461. The date of priority is 1905.

The amount of water this right is entitled, for the purposes aforesaid, is limited to an amount actually beneficially used and shall not exceed 0.22 cubic foot per second, if available at the original point of diversion; NW 1/4 SW 1/4, SECTION 9, T 9 S, R 25 E, W.M.

The points of diversion are located as follows:

SE 1/4 SW 1/4, SECTION 33, T 8 S, R 25 E, W.M.; 450 FEET NORTH AND 2860 FEET EAST FROM NE CORNER, SECTION 5.

NE 1/4 NE 1/4, SECTION 8, T 9 S, R 25 E, W.M.; 500 FEET SOUTH AND 1000 FEET WEST FROM THE NE CORNER, SECTION 8.

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 per acre, irrigated from April 1 to September 30; further limited to one acre-foot during calendar month; total of 5.0 acre-feet for each acre for season.

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Certificate Number 82756

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

SE 1/4 SW 1/4 8.8 ACRES
SECTION 33
TOWNSHIP 8 SOUTH, RANGE 25 EAST, W.M.

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

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

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.

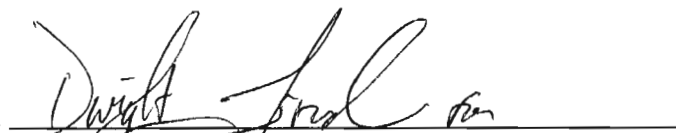
The quantity of water diverted at new point of diversion, together with that diverted at the old point of diversion, shall not exceed the quantity of water available at the old point of diversion under the subject right, and shall not exceed 1/40 cubic foot per second per acre irrigated.

This certificate describes that portion of Certificate 52096 NOT modified, and is issued to confirm an additional POINT OF DIVERSION approved by an order of the Water Resources Director entered NOVEMBER 25, 1987, approving Transfer Application 5961, and supersedes Certificate 52096, State Record of Water Right Certificates.

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 and is subject to all other conditions and limitations contained in said decree.

WITNESS the signature of the Water Resources Director, affixed

DEC 01 2006


Phillip C. Ward, Director
Oregon Water Resources Department

Recorded in State Record of Water Right Certificates Number 82756.