

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 UNION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

POWDER VALLEY WATER CONTROL DISTRICT  
P.O. BOX 189  
NORTH POWDER, OREGON 97867

confirms the right to use the waters of PILCHER CREEK, a tributary of the NORTH POWDER RIVER, for SUPPLEMENTAL IRRIGATION OF 38.0 ACRES AND DOMESTIC AND STOCK USE.

This right was confirmed by decree of the Circuit Court of the State of Oregon for UNION County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 3, at Page 252. The date of priority is 1885.

The amount of water to which this right is entitled, together with the amount secured under any other right existing for the same lands, is limited to an amount actually beneficially used and shall not exceed a rate of flow of 1.00 cubic foot per second from March 1<sup>st</sup> to July 1<sup>st</sup> and 0.48 cubic foot per second from July 1<sup>st</sup> to October 1<sup>st</sup> of each year; the total quantity diverted during each irrigation season not to exceed 95 acre feet.

The point of diversion is located as follows:

PILCHER DITCH - SW $\frac{1}{4}$  NE $\frac{1}{4}$ , SECTION 21, T 6 S, R 38 E, WM.

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

SW¼ NW¼	10.0 ACRES
SE¼ NW¼	4.0 ACRES
NE¼ SW¼	20.0 ACRES
NW¼ SW¼	4.0 ACRES

SECTION 22  
TOWNSHIP 6 SOUTH, RANGE 38 EAST, W.M.

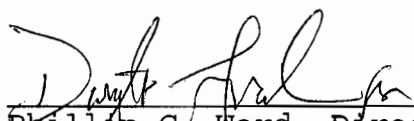
This certificate describes that portion of the water right confirmed by Certificate 1539, State Record of Water Right Certificates, NOT modified by the provisions of an order of the State Engineer entered December 30, 1959, approving Transfer S-125.

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 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

**APR 05 2007**

  
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Phillip C. Ward, Director  
Water Resources Department

Recorded in State Record of Water Right Certificates Number 83314.

T#S-125(1539)RR.LHN