

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 DOUGLAS

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DOUGLAS E. KIRKLAND
544 FIR POINT LN
GLENDALE, OREGON 97442

confirms the right to use the waters of an unnamed stream, a tributary of COW CREEK, for IRRIGATION of 3.5 ACRES.

This right was perfected under Permit 13366. The date of priority is NOVEMBER 23, 1938. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.05 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source.

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-SEVENTIETH of one cubic foot per second or its equivalent for each acre irrigated during the irrigation season from April 1 to October 1 of each year.

The point of diversion is located as follows:

LOT 11 (NE $\frac{1}{4}$ SE $\frac{1}{4}$), SECTION 28, T 32 S, R 6 W, W.M.; 2830 FEET SOUTH AND 500 FEET WEST FROM THE NE CORNER, SECTION 28.

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

T-4587.JWG

Certificate Number 83379

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

LOT 7 (NE ¼ NE ¼) 1.5 ACRES
LOT 11 (NE ¼ NE ¼) 2.0 ACRES
SECTION 28
TOWNSHIP 32 SOUTH, RANGE 6 WEST, W.M.

When in the judgment 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 wateruser 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.

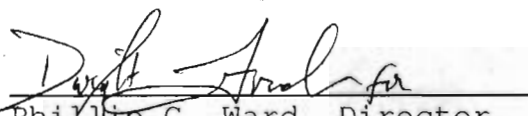
The quantity of water diverted at the new point of diversion shall not exceed the quantity of water available at the old point of diversion under the subject right.

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 September 29, 1980, approving Transfer Application 4587, and together with a cancellation order, Volume 33, Page 749, entered September 29, 1980, supersedes Certificate 13371.

WITNESS the signature of the Water Resources Director, affixed

JUL 06 2007


Phillip C. Ward, Director
Water Resources Department

Recorded in State Record of Water Right Certificates Number 83379.

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