

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 CROOK

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MERRILL L. NASH  
251 SOUTH LAKE AVENUE, SUITE 606  
PASADENA, CALIFORNIA 91101

confirms the right to use the waters of the CROOKED RIVER, a tributary of the DESCHUTES RIVER, for IRRIGATION OF 43.6 ACRES.

This right was perfected under Permit E-39. The date of priority is FEBRUARY 28, 1909. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.55 CUBIC-FOOT PER SECOND, if available at the original point of diversion, SE $\frac{1}{4}$  NE $\frac{1}{4}$ , SECTION 36, T 15 S, R 15 E, WM; S 9° 20' W, 28.55 CHAINS FROM THE NE CORNER, SECTION 36, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

POD A - LOT 4 (SW $\frac{1}{4}$  SW $\frac{1}{4}$ ), SECTION 30, T 15 S, R 16 E W.M. 60 FEET NORTH AND 600 FEET EAST FROM THE SW CORNER, SECTION 30.

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-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated during the irrigation season of each year.

SUPERSEDED BY  
CERT. NO. 92214  
T-9172

Cancelled due to  
T-9172: Sp. Or.  
Vol. 74 P. 314

Superseded by  
Cert No. 83851

T-6192(51560).LHN

Certificate Number 83441

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

SW¼ SE¼ 5.6 ACRES  
SE¼ SE¼ 38.0 ACRES  
SECTION 25  
TOWNSHIP 15 SOUTH, RANGE 15 EAST, W.M.

The quantity of water diverted at the new point of diversion shall not exceed the quantity of water available at the original point of diversion.

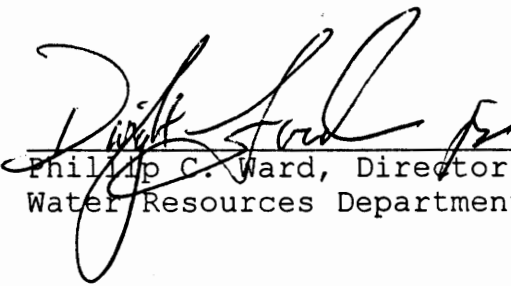
When required by the Department, the water user shall install and maintain headgates, in-line flow meters, weirs, or other suitable devices for measuring and recording the quantity of water diverted. The type and plans of the headgates and measuring devices must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

This certificate is issued to confirm a change in point of diversion approved by an order of the Water Resources Director entered August 26, 1993, approving Transfer 6192, and together with Certificate 68326, supercedes Certificate 51560, 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. 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.

WITNESS the signature of the Water Resources Director, affixed

**AUG 14 2007**

  
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Phillip C. Ward, Director  
Water Resources Department

Recorded in State Record of Water Right Certificates Number 83441.

T-6192(51560).LHN