

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DON R. STEPHENS  
RT 1 BOX 20  
HAINES, OR 97833

confirms the right to use the waters of ROCK CREEK, tributary to POWDER RIVER for IRRIGATION of 80 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Baker County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 6, at Page 291. The date of priority is 1882.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed ONE-FORTIETH of one cubic foot per second per acre, if available at the authorized point of diversion: OWEN DITCH, or its equivalent in case of rotation, measured at the point of diversion from the source, and subject to all other conditions and limitations contained in said decree.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
7 S	38 E	WM	36	SW NW	ANDERSON MORRIS DITCH-900 FEET NORTH & 920 FEET EAST FROM W 1/4 CORNER, SECTION 36

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

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
7 S	38 E	WM	36	NE SE	39.5
7 S	38 E	WM	36	NW SE	40.0
7 S	38 E	WM	36	SW SW	0.5

The quantity of water diverted at the new point of diversion, together with that diverted at the old diversion, shall not exceed the quantity of water lawfully available at the original point of diversion.

SUPERSEDED BY  
CERT. NO. 92160 + 85515  
T-10600

NOTICE OF RIGHT TO RECONSIDERATION OR JUDICIAL REVIEW

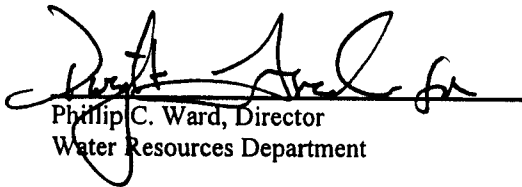
This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may either petition for judicial review 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.

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 PLACE IN USE AND POINT OF DIVERSION approved by an order of the Water Resources Director entered October 14, 1996, at Special Order Volume 50, Page 699, approving Transfer Application 6995, and together with Certificate 73167, supercedes Certificate 4390, 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.

Issued OCT 03 2008.



Phillip C. Ward, Director  
Water Resources Department