

STATE OF OREGON

COUNTY OF GRANT

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

HOLLIDAY FAMILY RANCHES
63743 HIGHWAY 26
JOHN DAY OR 97845

confirms the right to use the waters of INDIAN CREEK, tributary to JOHN DAY RIVER for IRRIGATION of 47.6 ACRES AND DOMESTIC USE.

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 1864 AND 1872.

The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1/40 cubic foot per second per acre irrigated to June 1 and 1/80 cubic foot per second per acre thereafter; further limited to 1.0 acre-foot per calendar month to June 1 and 4.0 acre-feet per acre during season April 1 to September 30, (IF AVAILABLE AT THE ORIGINAL POINTS OF DIVERSION, BEING HALL DITCH – SE¼ SE¼, SECTION 19, T 13 S, R 33 E, W.M.; 1160 FEET NORTH AND 900 FEET WEST FROM SE CORNER, SECTION 19, AND McKEENA/INDIAN DITCH – SE¼ NW¼, SECTION 29, T 13 S, R 33 E, W.M.; 1450 FEET SOUTH AND 1400 FEET EAST FROM SE CORNER, SECTION 19), measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Measured Distances
13 S	33 E	WM	29	SW SE			QUINLAN DITCH 5150 FEET SOUTH & 3600 FEET EAST FROM SE CORNER, SECTION 19

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

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres	Priority
13 S	33 E	WM	30	NE NW			4.7	1872
13 S	33 E	WM	30	NE NW			2.9	1864
13 S	33 E	WM	30	NW NW	1		40.0	1864

The quantity of water diverted at the new points of diversion, together with that diverted at the old points of diversion, shall not exceed the quantity of water available at the old points of diversion under the subject right, and shall not exceed one-fortieth cubic foot per second per acre irrigated to June 1 and one-eightieth cubic foot per second per acre thereafter.

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 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 applicant is entitled. The types and plans of the measuring device must be approved by the Watermaster before beginning of construction work and that the weir or measuring device be installed under the general supervision of said Watermaster.

This certificate is issued to confirm a change in PLACE OF USE AND POINT OF DIVERSION approved by an order of the Water Resources Director entered MARCH 26, 1986, at Special Order Volume 40, Page 77, approving Transfer Application 5613, and together with Certificate 85323, supercedes Certificate 52555, 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 FEB 13 2009


Phillip C. Ward, Director