

STATE OF OREGON

COUNTY OF WASCO

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CONNOLLY LAND AND LIVESTOCK INC.  
 412 W FOURTH ST  
 THE DALLES OR 97058

confirms the right to use the waters of AN UNNAMED SPRING, A TRIBUTARY OF NYE CREEK for LIVESTOCK WATERING AND DOMESTIC USE EXPANDED FOR TWO HOUSEHOLDS.

This right was perfected under Permit 52730. The date of priority is MARCH 11, 1993. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.038 CUBIC FEET PER SECOND (CFS), BEING 0.014 CFS FOR DOMESTIC USE EXPANDED, FURTHER LIMITED TO 0.010 CFS DURING THE PERIOD LISTED BELOW, BEING 0.005 CFS FOR HUMAN CONSUMPTION ONLY FOR EACH HOUSEHOLD; AND 0.024 CFS FOR LIVESTOCK WATERING, measured at the point of diversion.

Period of use is year round for livestock use, February 1 through April 14 for domestic use expanded, and April 15 through January 31 for human consumption only.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
4 S	14 E	WM	27	SE SW	280 FEET NORTH & 2060 FEET EAST FROM SW CORNER, SECTION 27

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

DOMESTIC EXPANDED				
Twp	Rng	Mer	Sec	Q-Q
4 S	14 E	WM	25	NW SW
4 S	14 E	WM	26	NE SE

LIVESTOCK				
Twp	Rng	Mer	Sec	Q-Q
4 S	14 E	WM	26	NE SE

**NOTICE OF RIGHT TO PETITION FOR 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. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

Measurement, recording and reporting conditions:

- A. The water user shall maintain the meter or measuring device in good working order, shall keep a complete record of the amount of water used each month, and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the water user to report general water-use information, including the place and nature of use of water under the right.
- B. The water user shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.


Failure to comply with any of the provisions of this right may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the right.

This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

Issued           MAY 15 2009          

  
Phillip C. Ward, Director  
Water Resources Department