

STATE OF OREGON  
COUNTY OF CROOK  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

STATE OF OREGON  
WATER RESOURCES DEPARTMENT

confirms the right to use the waters of SQUAW CREEK (now known as Whychus Creek), a tributary of the DESCHUTES RIVER, to maintain instream flows for FISHERIES ENHANCEMENT.

This right was confirmed by decree of the Circuit Court of the State of Oregon for CROOK County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 1, at Page 120. The date of priority is 1884 AND 1904.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.56 CUBIC FOOT PER SECOND (CFS), being 0.30 CFS FOR 1884 and 0.26 CFS FOR 1904, or its equivalent in case of rotation, measured at the authorized point of diversion from the source, during the period APRIL 1 TO NOVEMBER 1 of each year.

The authorized point of diversion is located as follows:

NE¼ SW¼, SECTION 26, T 14 S, R 10 E, W.M.; 1370 FEET NORTH AND 190 FEET WEST FROM THE S¼ CORNER, SECTION 26.

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

From the authorized point of diversion in the NE¼ SW¼, SECTION 26, T 14 S, R 10 E, W.M.; 1370 FEET NORTH AND 190 FEET WEST FROM THE S¼ CORNER, SECTION 26, to the mouth of Squaw Creek.

This instream right shall replace a portion of the existing instream rights for Squaw Creek, evidenced by Certificate 73223, during the irrigation season from April 1 to November 1 of each year and for the stream reach described above.

This certificate is issued to correct a scrivener's error in the instream rate and supersedes Certificate 76797, State Record of Water Right Certificates.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

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.

WITNESS the signature of the Water Resources Director, affixed \_\_\_\_\_ **MAY 1 1 2009** \_\_\_\_\_.

  
\_\_\_\_\_  
Phillip C. Ward, Director *PW*

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 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 KLAMATH

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

O'CONNER LIVESTOCK CO.  
405 NORTH 4TH STREET  
KLAMATH FALLS OREGON 97601

confirms the right to store the waters of RESERVOIR CREEK, a tributary of MERYL CREEK, in O'CONNER'S PUDDLE RESERVOIR, for STOCK.

The right to store these waters was perfected under Permit R-5253. The date of priority is SEPTEMBER 8, 1967. The amount of water entitled to be stored each year under this right is not more than 11.0 acre-feet.

DAM LOCATION:

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC
35 S	14 E	WM	7	SE NE		
35 S	14 E	WM	7	NE SE		

The area submerged by this reservoir is as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC
35 S	14 E	WM	7	SE NE		
35 S	14 E	WM	7	NE SE		
35 S	14 E	WM	8	SW NW		
35 S	14 E	WM	8	NW SW		

This right does not provide for the appropriation of water for maintaining the water level or maintaining a suitable fresh water condition in the reservoir.

The right to store and use the water for the above purpose is restricted to beneficial use at the place of use described.

**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.