

STATE OF OREGON
COUNTY OF WHEELER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

VERNON T. AND ROLYNNE A. MOE
HC 69, BOX 788
MITCHELL OR 97750

confirms the right to use the waters of WEST BRANCH BRIDGE CREEK, tributary to BRIDGE CREEK for IRRIGATION of 3.6 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Wheeler County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 12, at Page 388. The date of priority is DECEMBER 31, 1877. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed ONE-FORTIETH of one cubic foot per second per acre irrigated before June 15, and ONE-EIGHTIETH of one cubic foot per second per acre after June 15, during the irrigation season from March 1 through October 1 of each year, if available at the old point of diversion, or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Measured Distances
11 S	20 E	WM	36	NW NW			460 FEET SOUTH AND 840 FEET EAST FROM NW CORNER, SECTION 36

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
11 S	20 E	WM	36	NW NW	4		3.6

The quantity of water diverted at the new point of diversion shall not exceed the quantity of water available at the old point of diversion, Tom Vowell Ditch, NW¼ SE¼, Section 35, T 11 S, R 20 E, W.M., 3100 feet South and 1920 feet West from the Northeast Corner, Section 35, under the subject right.

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 water user is entitled. The type of plans and measuring device must be approved by the Watermaster before beginning of construction work and the weir or measuring device and shall be installed under the general supervision of the Watermaster.

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.

This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered July 27, 1987, at Special Order Volume 41, Page 385, approving Transfer Application 5940, and together with Certificate 56516, supercedes Certificate 13564, 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 AUG 07 2009


Phillip C. Ward, Director