

STATE OF OREGON
 COUNTY OF CROOK
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

PHILIP H. & LAVERN F. MOERSHELL
 17233 S NEWSOME CREEK RD
 POST OR 97752

confirms the right to use the waters of NEWSOME CREEK, tributary to the CROOKED RIVER for IRRIGATION of 48.0 ACRES and LIVESTOCK USE.

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 449. The date of priority is 1890. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed a reasonable amount for livestock use, and 0.60 CUBIC FOOT PER SECOND, or its equivalent in case of rotation for irrigation use, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
17 S	19 E	WM	5	NW NE	2	370 FEET SOUTH & 50 FEET EAST FROM N1/4 CORNER, SECTION 5

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	Acres
16 S	19 E	WM	32	SE NE	6.5
16 S	19 E	WM	32	NW SE	7.6
16 S	19 E	WM	32	SW SE	26.4
16 S	19 E	WM	32	SE SE	2.2
16 S	19 E	WM	33	NW NW	1.5
16 S	19 E	WM	33	SW NW	3.8

LIVESTOCK				
Twp	Rng	Mer	Sec	Q-Q
16 S	19 E	WM	32	SE NE
16 S	19 E	WM	32	NW SE
16 S	19 E	WM	32	SW SE
16 S	19 E	WM	32	SE SE

SUPERSEDED BY
 CERT. NO. 91864
T 10974

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.

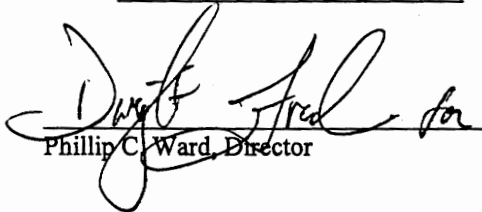
LIVESTOCK				
Twp	Rng	Mer	Sec	Q-Q
16 S	19 E	WM	33	NW NW
16 S	19 E	WM	33	SW NW

When required by the Department, the water user shall install and maintain a headgate, in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The types and plans of the headgate and measuring device 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 OF USE approved by an order of the Water Resources Director entered June 13, 2005, at Special Order Volume 65, Page 74, approving Transfer Application T-9758, and together with Certificate 81307, supercedes Certificate 680, 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 subject to all other conditions and limitations contained in said decree.

Issued OCT 27 2009


Phillip C. Ward, Director