

STATE OF OREGON

COUNTY OF CROOK

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

NEAL & ANNA DOW
28000 SE PAULINA HWY
PRINEVILLE OR 97754

confirms the right to use the waters of HORSE HEAVEN CREEK AND RESERVOIR, CONSTRUCTED UNDER PERMIT R-1130, tributaries to CROOKED RIVER for IRRIGATION of 73.4 ACRES FROM NATURAL FLOW FROM HORSE HEAVEN CREEK AND STORAGE, AND SUPPLEMENTAL IRRIGATION of 106.2 ACRES FROM STORAGE ONLY.

This right was perfected under Permit 20200. The date of priority is MARCH 2, 1951. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 4.49 CUBIC FEET PER SECOND, AND SHALL BE FURTHER LIMITED TO A DIVERSION OF 1.83 CUBIC FEET PER SECOND FROM DIRECT FLOW OF HORSE HEAVEN CREEK, or its equivalent in case of rotation, measured at the points of diversion.

The points of diversion (POD) are located as follows:

POD	Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 (Reservoir Dam)	16 S	19 E	WM	16	NW NE	450 FEET SOUTH AND 3660 FEET EAST FROM NW CORNER, SECTION 16
2	16 S	19 E	WM	17	SE NE	2340 FEET SOUTH AND 230 FEET WEST FROM NE CORNER, SECTION 17
3	16 S	19 E	WM	19	NE NE	430 FEET SOUTH AND 1220 FEET WEST FROM NE CORNER, SECTION 19

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-FORTIETH of one cubic foot per second, or its equivalent for each acre irrigated from direct flow, and shall be further limited to a diversion of not to exceed 4.0 acre-feet per acre for each acre irrigated during the irrigation season of each year from direct flow and storage from reservoir constructed under Permit R-1130.

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						
Source	Twp	Rng	Mer	Sec	Q-Q	Acres
POD 3	16 S	18 E	WM	13	SW SE	2.3
POD 3	16 S	18 E	WM	13	SE SE	3.6
POD 3	16 S	18 E	WM	24	NE NE	10.5
POD 3	16 S	18 E	WM	24	NW NE	22.2
POD 3	16 S	18 E	WM	24	NE NW	14.7

SUPERSEDED BY
CERT. NO. 89136

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.

IRRIGATION						
Source	Twp	Rng	Mer	Sec	Q-Q	Acres
POD 3	16 S	18 E	WM	24	NW NW	13.6
POD 2	16 S	19 E	WM	20	NE NW	6.5

SUPPLEMENTAL IRRIGATION							
Source	Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
POD 3	16 S	18 E	WM	13	SE SE		0.5
POD 3	16 S	19 E	WM	18	NE SW		15.4
POD 3	16 S	19 E	WM	18	NW SW	3	5.4
POD 3	16 S	19 E	WM	18	SW SW	4	29.3
POD 3	16 S	19 E	WM	18	SE SW		24.1
POD 3	16 S	19 E	WM	18	NW SE		7.9
POD 3	16 S	19 E	WM	18	SW SE		12.0
POD 3	16 S	19 E	WM	19	NE NW		9.5
POD 3	16 S	19 E	WM	19	NW NW	1	2.1

The quantity of water diverted at the new point of diversion shall not exceed the quantity of water available at the original points of diversion, being:

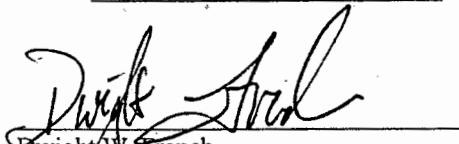
Twp	Rng	Mer	Sec	Q-Q	Measured Distances
16 S	19 E	WM	16	NE NW	NONE GIVEN
16S	19 E	WM	16	SW NW	NONE GIVEN
16 S	19 E	WM	17	SE SW	NONE GIVEN
16S	19 E	WM	19	NE NE	NONE GIVEN

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 type 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 AND POINT OF DIVERSION approved by an order of the Water Resources Director originally entered December 28, 2001, at Special Order Volume 55, Pages 1372 through 1383, approving Transfer Application T-8827, further superseded by an order of the Water Resources Director entered April 6, 2007, at Special Order Volume 71, Pages 462 through 474, correcting a scrivener's error, and supersedes Certificate 24503, 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.

Issued MAY 26 2010


 Dwight W. French
 Administrator Water Rights and Adjudications, for
 Phillip C. Ward, Director