

STATE OF OREGON
COUNTY OF DOUGLAS
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

GORDON HANEK
1560 BYRON CREEK ROAD
WINSTON, OR 97496

JOHN W. GRIFFEN
KATHERINE L. GRIFFEN
1568 BYRON CREEK ROAD
WINSTON, OR 97496

confirms the right to use the waters of BYRON CREEK, a tributary of OLALLA CREEK, for IRRIGATION 11.2 ACRES.

This right was perfected under Permit 38130. The date of priority is MAY 18, 1973. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.07 CUBIC FOOT PER SECOND, if available at the original point of diversion, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Survey Coordinates
29 S	7 W	WM	29	NE NE		46	150 FEET SOUTH AND 630 FEET WEST FROM THE NE CORNER, SECTION 29

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet for each acre irrigated during the irrigation season of each year.

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

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 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and 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.

A description of the place of use is as follows:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
29 S	7 W	WM	28	NW NW		46	3.8
29 S	7 W	WM	28	NW NW	1		0.5
29 S	7 W	WM	28	NW NW	1		1.8
29 S	7 W	WM	28	NW NW	1		0.1
29 S	7 W	WM	28	NW NW	1		2.0
29 S	7 W	WM	29	NE NE	2		0.2
29 S	7 W	WM	29	NE NE		46	2.8

The quantity of water diverted at the new point of diversion, together with that diverted at the old point of diversion, shall not exceed the quantity of water lawfully available at the original point of diversion described as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Survey Coordinates
29 S	7 W	WM	29	NE NE	2		470 FEET SOUTH AND 415 FEET WEST FROM THE NE CORNER, SECTION 29

When required by the Department, the water user shall install and maintain a headgate, an 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.


Water shall be acquired from the same surface water source as the original point of diversion.

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 entered DECEMBER 23, 1996, at Special Order Volume 50, Page 850, approving Transfer Application 6613, and together with Certificate 73633 supersedes Certificate 55088, 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.

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 NOV 14 2011



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