

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RICHARD T D'EWART
 LAZY S OVER SEVEN, INC.
 PO BOX 229
 DURKEE OR 97905

confirms the right to use the waters of SISLEY CREEK, tributary to BURNT RIVER for IRRIGATION of 67.5 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Baker County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 8, at Page 134. The date of priority is 1881, 1890, 1896, 1897, 1900, AND 1911.

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
12 S	44 E	WM	3	SW NE	UPPER - 3830 FEET NORTH & 2840 FEET EAST FROM SW CORNER, SECTION 3
12 S	44 E	WM	9	SE NW	MIDDLE - 400 FEET NORTH & 30 FEET WEST FROM C1/4, SECTION 9

The amount of water to which this right is entitled is limited to the amounts identified below, or its equivalent in case of rotation, measured at the points of diversion.

A description of the place of use is as follows:

TRACT 1					
Twp	Rng	Mer	Sec	Q-Q	Acres
12 S	44 E	WM	4	SW SE	2.0
12 S	44 E	WM	4	SE SE	7.0
12 S	44 E	WM	9	NW NE	17.0
12 S	44 E	WM	9	SW NE	2.5

The above acreage, under stipulation entered in Contest 28, is to be given water as follows: 5 miner's inches under priority date of 1881, 14 miner's inches under priority date of 1900, and 3 miner's inches under priority date of 1911.

TRACT 2					
Twp	Rng	Mer	Sec	Q-Q	Acres
12 S	44 E	WM	3	SW NW	8.0
12 S	44 E	WM	3	SE NW	5.0

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 183.482. 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 137-004-0080, 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.

TRACT 2					
Twp	Rng	Mer	Sec	Q-Q	Acres
12 S	44 E	WM	3	NW SW	8.5
12 S	44 E	WM	4	NE SE	2.5

The above acreage, under stipulation entered in Contest 28, is to be given water as follows: 17.5 miner's inches under priority date of 1881 and 7.5 miner's inches under priority date of 1896.

TRACT 3					
Twp	Rng	Mer	Sec	Q-Q	Acres
12 S	44 E	WM	9	NE SW	15.0

The above acreage, under stipulation entered in Contest 28, is to be given water as follows: 7.5 miner's inches under priority date of 1890 and 7.5 miner's inches under date of priority of 1897.

The quantity of water diverted at the new points of diversion, shall not exceed the quantity of water available at the original point of diversion described as Dorsett Ditch.

When required by the Department, the water user shall install and maintain headgates, in-line flow meters, weirs, or other suitable devices for measuring and recording the quantity of water diverted. The type and plans of the headgates and measuring devices 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 points of diversion approved by an order of the Water Resources Director entered February 4, 1994, at Special Order Volume 48, Page 104, approving Transfer Application 6529, and supersedes Certificate 5924, 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 APR 20 2012


Dwight M. French
Water Right Services Administrator, for
Phillip C. Ward, Director