

STATE OF OREGON
COUNTY OF WALLOWA
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

STATE OF OREGON
WATER RESOURCES DEPARTMENT

confirms the right to use the waters of the LOSTINE RIVER (aka South Fork of Wallowa River), a tributary to the WALLOWA RIVER for instream use for conservation, maintenance and enhancement of aquatic and fish life, wildlife, fish and wildlife habitat and other ecological values.

This right was perfected under Permit S-5571. The date of priority is AUGUST 11, 1922. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.39 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion, from May 1 through September 30.

The description of the stream reach in which flows are to be maintained is as follows:

From the location of the point of diversion previously authorized under Certificate 3922, located approximately at:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 N	43 E	WM	30	SE NE	2297 FEET SOUTH AND 279 FEET WEST FROM THE NE CORNER OF SECTION 30

To the mouth of the Lostine River.

Within the specified stream reach, the amount of water to which this right is entitled shall not exceed the quantity of water legally available at the original point of diversion. Water rights upstream of the original point of diversion shall not be subject to regulation for flows in excess of the quantities to which this instream water right is entitled at the original point of diversion.

The instream right established by this transfer shall replace a portion of instream water rights established pursuant to ORS 537.341 or 537.346 and shall be in addition to instream water rights established pursuant to ORS 537.348 or 537.470, unless other specified by a subsequent order establishing a new instream water right.

This right is subject to all other terms and conditions of Certificate 3922 and any related decree.

This certificate is issued to confirm a change in use and place of use approved by an order of the Water Resources Director recorded in Special Order Volume 88, Pages 204-209, approving Transfer T-11351, and along with the Final Order approving Transfer Application T-9715, recorded in Special Order Volume 88, Pages 199-203, supersedes Certificate 3922, State Record of Water Right Certificates.

WITNESS the signature of the Water Resources Director, affixed July 30 2012.


Dwight French, Water Right Services Administrator, for
PHILLIP C. WARD, DIRECTOR

This is a final 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 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.