

STATE OF OREGON  
 COUNTY OF DESCHUTES  
 CERTIFICATE OF WATER RIGHT

**THIS CERTIFICATE ISSUED TO**

The STATE OF OREGON  
 WATER RESOURCES DEPARTMENT

confirms the right to use the waters of WHYCHUS CREEK, a tributary of the DESCHUTES RIVER, for instream use for conservation, maintenance and enhancement of aquatic and fish life, wildlife, fish and wildlife habitat, other ecological values, and recreation.

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 Pages 121, 122, 123, 124, 435, 438, 445, 472, and 473. The date of priority is 1895. The amount of water to which this right is entitled is limited to an amount actually beneficially used, and shall not exceed 1.33 cfs from April 1 through October 31, or such other time as Three Sisters Irrigation District is diverting water for a beneficial use under Certificate 74135.

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

From the location of the diversion previously authorized under Certificate 74135, located at approximately River Mile 23.5:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
15 S	10 E	WM	21	SW SW	998 FEET NORTH AND 1211 FEET EAST FROM THE SW CORNER OF SECTION 21

To the mouth of Whychus Creek, at River Mile 0.0.

Unless otherwise specified by a subsequent order establishing a new instream water right, the instream right established by this allocation of conserved water shall replace a portion of any instream water right established pursuant to ORS 537.341 or ORS 537.346 from the authorized point of diversion to River Mile 19.5, and shall be additive to any instream water rights established pursuant to ORS 537.341, 537.346, 537.348, or 537.470 from River Mile 19.5 to the mouth of Whychus Creek.

This certificate is issued to confirm an ALLOCATION OF CONSERVED WATER approved by an order of the Water Resources Director recorded in Special Order Volume 95, Page ~~705~~<sup>746</sup>, Approving Allocation of Conserved Water Application CW-78, which modifies Certificate 74135, State Record of Water Rights.

The right is subject to all other terms and conditions of Certificate 74135, and any related decree.

WITNESS the signature of the Water Resources Director, affixed                     MAY 21 2015                    .

  
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 Dwight French, Water Rights Services Administrator for  
 THOMAS M. BYLER, 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 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.