

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DURBIN CREEK RANCH
3292 GRASS CREEK RD
THERMOPOLIS WY 82443

confirms the right to use the waters of SNAKE RIVER, tributary to COLUMBIA RIVER, for IRRIGATION of 142.1 ACRES.

This right was perfected under Permit S-30095. The date of priority is OCTOBER 15, 1964. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 3.55 CUBIC FEET PER SECOND, or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
15 S	45 E	WM	4	NW NW	1	660 FEET SOUTH AND 400 FEET EAST FROM NW CORNER, SECTION 4

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-FORTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion on of not to exceed 4.0 acre feet per acre for each acre irrigated during the irrigations season of each year; and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
14 S	45 E	WM	31	NE NE		0.1
14 S	45 E	WM	31	NW NE		17.2
14 S	45 E	WM	31	SW NE		10.8
14 S	45 E	WM	31	SE NE		8.0
14 S	45 E	WM	31	NE NW		24.7
14 S	45 E	WM	31	NW NW		12.0
14 S	45 E	WM	31	SE NW		1.1
14 S	45 E	WM	31	NE SE		15.5
14 S	45 E	WM	31	NW SE	1	3.3
14 S	45 E	WM	32	NE SW		9.1
14 S	45 E	WM	32	NW SW		10.6
14 S	45 E	WM	32	SW SW		22.1
14 S	45 E	WM	32	SE SW		7.4
15 S	45 E	WM	5	NE NW	3	0.2

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.

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	Measured Distances
15 S	45 E	WM	9	NW NE	2	290 FEET SOUTH AND 130 FEET EAST FROM N1/4 CORNER, SECTION 9

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.

The water user shall maintain a fish screen or fish by-pass device.

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.

This certificate is issued to confirm an ADDITIONAL POINT OF DIVERSION approved by an order of the Water Resources Director entered May 20, 2004, at Special Order Volume 60, Page 91, approving Transfer Application 9617, supercedes Certificate 42362, State record of Water Right Certificates.

Issued OCT 16 2015.



Dwight French
Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department