

STATE OF OREGON

COUNTY OF HARNEY

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

LEO R. BARCLAY  
13549 FIELDS-DENIO RD  
FIELDS OR 97710

confirms the right to the use of water perfected under the terms of Permit G-7638. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the wells. The specific limits and conditions of the use are listed below.

SOURCE OF WATER: TWO WELLS IN MALHEUR LAKE BASIN

PURPOSE OR USE: IRRIGATION 238.2 ACRES

MAXIMUM RATE: 2.98 CUBIC FEET PER SECOND

DATE OF PRIORITY: JUNE 8, 1977

The wells are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
41 S	35 E	WM	16	SW SW	WELL 1 (ORIGINAL) - 50 FEET NORTH AND 50 FEET EAST FROM SW CORNER, SECTION 16
41 S	35 E	WM	16	SW SW	WELL 3 (ADDITIONAL) - 10 FEET NORTH AND 1257 FEET EAST FROM SW CORNER, SECTION 16

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 3.0 acre-feet per acre 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.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
41 S	35 E	WM	16	NW NE	5.8
41 S	35 E	WM	16	SW NE	23.3
41 S	35 E	WM	16	NE NW	25.5
41 S	35 E	WM	16	NW NW	35.2
41 S	35 E	WM	16	SW NW	40.0
41 S	35 E	WM	16	SE NW	40.0
41 S	35 E	WM	16	NE SW	26.5
41 S	35 E	WM	16	NW SW	26.5
41 S	35 E	WM	16	NW SE	15.4

**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 well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

Water shall be acquired from the same aquifer (water source) as the original points of appropriation.

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


Twp	Rng	Mer	Sec	Q-Q	Measured Distances
41 S	35 E	WM	16	SW SW	WELL 2 - 10 FEET NORTH AND 1150 FEET EAST FROM SW CORNER, SECTION 16

When required by the Department, the water user shall install and maintain an in-line flow meter or other suitable device for measuring and recording the quantity of water appropriated. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

The right to the use of the water for the above purpose is restricted to beneficial use on the place of use described.

This certificate is issued to confirm a change in POINT OF APPROPRIATION approved by an order of the Water Resources Director entered October 13, 2005, at Special Order Volume 67, Page 291, approving Transfer Application 9760, supercedes Certificate 80615, State record of Water Right Certificates.

Issued           AUG 16 2016          

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