

STATE OF OREGON
 COUNTY OF GRANT
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

WILLIAM McNEIL
 ALLAN MULLIN
 61356 HWY 26
 JOHN DAY OR 97845

confirms the right to use the waters of JOHN DAY RIVER AND DOG CREEK, A TRIBUTARY OF COLUMBIA RIVER for the purpose of IRRIGATING 37.9 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Grant County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 15, at Page 461. The date of priority is 1870.

This right is limited to not more than 0.95 CUBIC FOOT PER SECOND.

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
13 S	32 E	WM	20	SE SW	POD (ADDITIONAL) - 330 FEET NORTH AND 25 FEET WEST FROM S1/4 CORNER, SECTION 20
13 S	32 E	WM	20	SW SE	POD 1 (AUTHORIZED) - 230 FEET NORTH AND 10 FEET EAST FROM S1/4 CORNER, SECTION 20

The amount of water used for irrigation from the JOHN DAY RIVER 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 1.0 acre-foot per acre per calendar month to July 1 and 3/4 acre-foot per acre per calendar month thereafter, and to a total diversion of 5.0 acre-feet during the irrigation season of each year.

The amount of water used for irrigation from DOG CREEK shall be limited to ONE-FORTIETH of one cubic foot per second per acre irrigated to June 1 and ONE-EIGHTIETH cubic foot per second per acre thereafter and shall be further limited to 1.0 acre-foot per acre per calendar month to June 1, and to a total diversion of 4.0 acre-feet during the irrigation season of each year.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
13 S	32 E	WM	19	SW SE	2.0
13 S	32 E	WM	19	SE SE	5.8
13 S	32 E	WM	30	NE NE	0.6
13 S	32 E	WM	30	NW NE	12.5
13 S	32 E	WM	30	NE NW	17.0

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.

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.

When required by the Department, the water user shall operate the headgate and measuring device, as needed. The water user shall report total flow figures when requested by the Watermaster. The Watermaster may monitor the accuracy of the measuring device, as needed.

Water shall be acquired from the same surface water source as the original point of diversion.


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

The right to use 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 the decree.

This certificate is issued to confirm an ADDITIONAL POINT OF DIVERSION approved by an order of the Water Resources Director entered August 11, 2004, at Special Order Volume 61, Page 223, approving Transfer Application 9564, supercedes Certificate 64330, State record of Water Right Certificates.

SEP 23 2016

Issued _____



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