

STATE OF OREGON

COUNTY OF BAKER

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RICHARD W KRUGER
25225 SW GRAHAM FRY RD
SHERWOOD OR 97140

ROBERT AND LORI THOMAS
ROUTE 1 BOX 34
BAKER CITY OR 97814

confirms the right to use the waters of POWDER RIVER, A TRIBUTARY OF SNAKE RIVER for IRRIGATION OF 80.0 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Baker County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 6, at Page 291. The date of priority is 1869.

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
					ORIGINAL POD – LOCATION UNDEFINED
9 S	40 E	WM	8	NE NE	POINT 18 (ESTES WEST) (ADDITIONAL) – 110 FEET SOUTH AND 600 FEET WEST FROM NE CORNER, SECTION 8

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-FORTIETH of one cubic foot per second for each acre irrigated during the irrigation season of each year.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
8 S	40 E	WM	32	SW SE	40.00
9 S	40 E	WM	5	NW NE	40.00

The quantity of water diverted at the additional 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.

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 said decree.

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.

This certificate is issued to confirm AN ADDITIONAL POINT OF DIVERSION approved by an order of the Water Resources Director entered September 27, 2006, at Special Order Volume 70, Page 272, approving Transfer Application 8697, supercedes Certificate 73583, State record of Water Right Certificates.

Issued MAR 17 2017.



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