

STATE OF OREGON
COUNTY OF UMATILLA
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

REVOCABLE LIVING TRUST OF SCOTT AND CAROLYN CROUTHAMEL
SCOTT CROUTHAMEL
CAROLYN CROUTHAMEL
PO BOX 25
84301 MEHARRY RD
MILTON FREEWATER OR 97862

confirms the right to the use of waters as limited and conditioned below. 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 point(s) of diversion from the source.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Umatilla County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 3, at Page 321.

SOURCE OF WATER: SPRING BRANCH OF DUGGER CREEK, A TRIBUTARY OF DUGGER CREEK

The source of water for this right is Spring Branch Creek; as such, use of water under this right can only be made at times when water is both flowing into the pond and discharging from pipes from the pond into Dugger Creek. Measuring devices shall be installed by the user and approved by the Department for both water discharging from the pond into Dugger Creek and water that is diverted from Dugger Creek. The amount of water diverted from Dugger Creek shall not exceed the measured discharge into Dugger Creek or the maximum instantaneous rate of this right, whichever is less.

PURPOSE OR USE: IRRIGATION OF 13.5 ACRES, DOMESTIC, AND STOCK USE

MAXIMUM RATE: 0.17 CUBIC FOOT PER SECOND

PERIOD OF USE: MAY 1 TO SEPTEMBER 1 OF EACH YEAR; THE TOTAL QUANTITY DIVERTED DURING THE IRRIGATION SEASON NOT TO EXCEED 40.5 ACRE FEET

DATE OF PRIORITY: 1891

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 N	35 E	WM	32	NE NW	230 FEET SOUTH AND 1360 FEET EAST FROM NW CORNER, SECTION 32

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.

A description of the place of use is as follows:

IRRIGATION, DOMESTIC, AND STOCK USE						
Twp	Rng	Mer	Sec	Q-Q	Tax Lot	Acres
6 N	35 E	WM	32	NW NW	401	4.5
6 N	35 E	WM	32	NW NW	401	9.0

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.

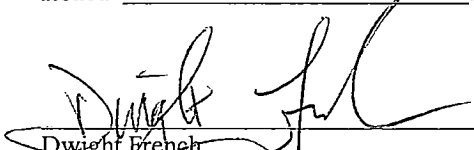
Oregon Department of Fish and Wildlife (ODFW) reports that there exists a large diversion dam on Dugger Creek downstream from the property described in this right which blocks salmonids from entering Dugger Creek. Should the above mentioned diversion dam be removed or modified to allow fish passage into Dugger Creek, a fish screen or by-pass device will then be required and approved by ODFW prior to construction.

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

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 changes in PLACE OF USE and POINT OF DIVERSION approved by an order of the Water Resources Director entered DECEMBER 17, 2003, at Special Order Volume 58, Page 356, approving Transfer Application 8303 supersedes Certificate 1705, State record of Water Right Certificates.

Issued NOV 08 2018


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