

STATE OF OREGON
COUNTY OF JACKSON
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RALPH STAVER
3247 NW VAUGHN ST
PORTLAND OR 97210

WADE AVERY
COLLEEN AVERY
1583 PALMER CREEK RD
JACKSONVILLE OR 97530

confirms the right to the use of water perfected under the terms of Permit S-45893. 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. The specific limits and conditions of the use are listed below.

SOURCE OF WATER: APPLGATE LAKE RESERVOIR, CONSTRUCTED UNDER PERMIT R-7810, A TRIBUTARY OF APPLGATE RIVER

PURPOSE OR USE: SUPPLEMENTAL IRRIGATION OF 12.6 ACRES

MAXIMUM RATE: 13.0 ACRE-FEET STORED WATER ONLY

DATE OF PRIORITY: JULY 27, 1981

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
40 S	3 W	WM	8	SE NW	POD 2 (ADDITIONAL)
40 S	3 W	WM	8	SW NW	POD 1 (ADDITIONAL)
40 S	3 W	WM	8	SW NW	POD 3 (ORIGINAL) - 2810 FEET NORTH AND 1270 FEET EAST FROM SW CORNER, SECTION 8

The right is limited to a diversion of 4.5 acre-feet per acre for each acre irrigated during the irrigation season of each year, provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein, and is subject to the terms and conditions of contract NO. 1-07-10-W0291, or a satisfactory replacement, between the Bureau of Reclamation and the applicant, a copy of which is on file in the records of the Water Resource Department.

The right shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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:

Twp	Rng	Mer	Sec	Q-Q	Acres
40 S	3 W	WM	8	SW NW	7.5
40 S	3 W	WM	8	NW SW	5.1

The quantity of water diverted at the new points of diversion, together with that diverted at the original point of diversion, shall not exceed the quantity of water lawfully available at the original point of diversion.

Water use measurement conditions:

- A. The water user shall maintain the totalizing flow meters or other suitable measuring devices, as approved by the Director, in good working order, at each point of diversion (new and existing).
- B. The water user shall allow the watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the watermaster shall request access upon reasonable notice.

The water user shall operate and maintain the fish screen at the new point of diversion consistent with Oregon Department of Fish and Wildlife's operational and maintenance standards.

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 an ADDITIONAL POINTS OF DIVERSION approved by an order of the Water Resources Director entered February 27, 2015, at Special Order Volume 95, Page 159, approving Transfer Application T-11726, supercedes Certificate 57255, State record of Water Right Certificates.

Issued **JUN 25 2021** .



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