

STATE OF OREGON

COUNTY OF GRANT

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

KENNETH R. BROOKS  
34488 SHORT CORNER RD  
FOX OR 97856

confirms the right to use the waters of JOHN DAY RIVER, a tributary of COLUMBIA RIVER for IRRIGATION of 2.4 ACRES.

This right was perfected under Permit S-27706. The date of priority is AUGUST 28, 1961. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.06 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
13 S	29 E	WM	24	NW SE	1990 FEET NORTH AND 1430 FEET WEST FROM SE CORNER, SECTION 24

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, 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 a diversion of not to exceed 5.0 acre-feet per acre for each acre irrigated during the irrigation season of each year; the right allowed hereunder for the appropriation of water for lands having a valid prior right shall be limited to the amount necessary to make up deficiency in water, and the amount allowed herein, together with the amount secured under any other existing right for said lands, shall be limited by the duty of water as fixed herein and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use to which this right is appurtenant is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
13 S	29 E	WM	24	NE SE	2.4

The quantity of water diverted at the new point of diversion shall not exceed the quantity of water lawfully available at the original point of diversion described as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
13 S	30 E	WM	19	SE SW	DIVERSION 3 - 220 FEET NORTH AND 2480 FEET EAST FROM SW CORNER, SECTION 19

**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.

Measurement, recording and reporting conditions:

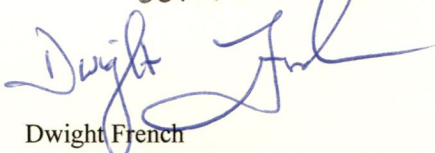
- A. The water user shall maintain the totalizing flow meter or other suitable measuring device approved by the Director in good working order at each new point of diversion.
- B. The water user shall allow the Watermaster access to the meter or measuring device; provided however, where the meter or measuring device is 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 (ODFW) operational and maintenance standards. If ODFW determines the screen is not functioning properly, and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that the fish screen is functioning properly.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described and is subject to the existing minimum flow policies established by the Water Policy Review Board.

This certificate is issued to confirm changes in POINT OF DIVERSION and PLACE OF USE approved by an order of the Water Resources Director entered JUNE 23, 2016, at Special Order Volume 101, Page 293, approving Transfer Application T-11975, and together with Certificate 91582, supersedes Certificate 50801, State Record of Water Right Certificates.

Issued OCT 15 2021.



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