

STATE OF OREGON

COUNTY OF GRANT

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

THOMAS DAY
275 SIERRA PLACE
UPLAND CA 97186

confirms the right to the use of water perfected under the terms of Permit S-3163. 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: JOHN DAY RIVER, A TRIBUTARY TO THE COLUMBIA RIVER

PURPOSE OR USE: SUPPLEMENTAL IRRIGATION OF 9.0 ACRES

MAXIMUM RATE: 0.112 CUBIC FOOT PER SECOND

DATE OF PRIORITY: OCTOBER 23, 1916

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
13 S	29 E	WM	21	SE SW	POD 2 (ADDITIONAL) - 680 FEET NORTH AND 2690 FEET WEST FROM SE CORNER, SECTION 21
13 S	30 E	WM	29	SW NE	BLUE MOUNTAIN DITCH (ORIGINAL) - 565 FEET NORTH AND 2320 FEET WEST FROM E1/4 CORNER, SECTION 29

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-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 1.0 acre-foot per acre for each acre irrigated during any month prior to July 1, and thereafter 0.75 of one acre-foot per acre for each irrigated and shall be further limited to a total diversion of not to exceed 5.0 acre feet per acre irrigated during the irrigation season from April 1 to September 30 of each year. The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
13 S	29 E	WM	21	SW SE	9.0

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

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.

Water use measurement conditions:

- A. The water user shall maintain the Weir, Parshall Flume or measuring devices, as 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 measuring devices; provided however, where the measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.

The water user shall maintain the headgate as required by the Department.

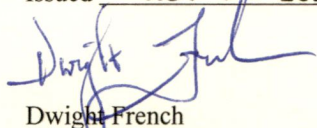
The water user shall operate and maintain the fish screen at the additional point of diversion consistent with ODFW's operational and maintenance standards. If ODFW determines the screen is not functioning properly, and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that the Department regulate the use of water until the Department (OWRD) receives notification from ODFW that the fish screen is functioning properly.

The right to the use of the water for the purposes is restricted to beneficial use on the lands or place of use described.

This certificate is issued to confirm an ADDITIONAL POINT OF DIVERSION approved by an order of the Water Resources Director entered October 28, 2013, at Special Order Volume 91, Page 475, approving Transfer Application T-11035, and together with Certificate 88906, supercedes Certificate 86535, State record of Water Right Certificates.

Issued

NOV 19 2021



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