

STATE OF OREGON

COUNTY OF CROOK

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

WAIBEL RANCHES LLC  
BOB WILLIAMS  
3672 SW JUNIPER CANYON RD  
PRINEVILLE OR 97754

confirms the right to the use of water perfected under the terms of Permit S-26104. 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: CROOKED RIVER, TRIBUTARY TO DESCHUTES RIVER

PURPOSE OR USE: IRRIGATION OF 82.6 ACRES

MAXIMUM RATE: 0.85 CUBIC FOOT PER SECOND

DATE OF PRIORITY: APRIL 6, 1959

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
17 S	21 E	WM	9	NE NE	DIVERSION 3A - 880 FEET SOUTH AND 630 FEET WEST FROM NE CORNER, SECTION 9
17 S	21 E	WM	9	NE NW	DIVERSION 2A - 880 FEET SOUTH AND 180 FEET WEST FROM N1/4 CORNER, SECTION 9

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 4.0 acre-feet per acre for each acre irrigated during the irrigation season 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
17 S	21 E	WM	10	NE NE	2.2
17 S	21 E	WM	10	NW NE	9.6
17 S	21 E	WM	10	SW NE	26.0
17 S	21 E	WM	10	SE NE	10.0
17 S	21 E	WM	10	NE NW	15.4
17 S	21 E	WM	10	SE NW	12.9

**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.

Twp	Rng	Mer	Sec	Q-Q	Acres
17 S	21 E	WM	10	NE SE	2.3
17 S	21 E	WM	10	SE SE	4.2

The quantity of water diverted at the new points of diversion (Diversion 2A and Diversion 3A), shall not exceed the quantity of water lawfully available at the original points of diversion (Crooked River) described as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
17 S	21 E	WM	4	SE SE	30 FEET NORTH AND 600 FEET WEST FROM SE CORNER, SECTION 4

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

Twp	Rng	Mer	Sec	Q-Q
17 S	21 E	WM	11	SW NE

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.

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

Water use measurement conditions:

- A. The water user shall maintain the totalizing flow meter or other suitable 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 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 maintain and operate the fish screen and/or by-pass device, as appropriate, at the 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 purposes aforesaid is restricted to the lands or place of use herein described.

This certificate is issued to confirm a change in POINT OF DIVERSION and PLACE OF USE approved by an order of the Water Resources Director entered December 18, 2019, at Special Order Volume 114, Page 56, approving Transfer Application T-12404, supercedes Certificate 89147, State record of Water Right Certificates.

Issued **SEP 09 2022**



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