

STATE OF OREGON

COUNTY OF HARNEY

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

STEVE RICKMAN
69705 OLD EXPERIMENT RD
BURNS OR 97720

confirms the right to use the waters of POISON CREEK AND FOLEY SLOUGH, tributaries of SILVIES RIVER for IRRIGATION of 133.1 ACRES and SUPPLEMENTAL IRRIGATION of 41.2 ACRES.

Note: The Foley Slough is a distributary of the Silvies River that divides from the Silvies in the NENE, Section 26, T22S, R30E, W.M.. Water diverted down the Foley Slough Branch enhances the flow in Poison Creek that can be diverted from the Poison Creek diversions.

This right was confirmed by the Silvies River Decree of the Circuit Court of the State of Oregon for Harney County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 9, at Page 147. The date of priority is 1894.

The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 2.18 CUBIC FEET PER SECOND, being 1.66 CFS for irrigation and 0.52 CFS for supplemental irrigation, or its equivalent in case of rotation, measured at the point of diversion.

The points of diversion are located as follows:

TwP	Rng	Mer	Sec	Q-Q	Measured Distances
23 S	31 E	WM	13	SW SE	BALZHISER DITCH (POISON CREEK) - 1075 FEET NORTH AND 570 FEET EAST FROM S1/4 CORNER, SECTION 13
23 S	31 E	WM	24	NE NE	BROWN DAM (POISON CREEK) - 450 FEET SOUTH AND 950 FEET WEST FROM NE CORNER, SECTION 24
23 S	32 E	WM	18	NE SW	JACKSON DAM (POISON CREEK) - 1704 FEET NORTH AND 1720 FEET EAST FROM SW CORNER, SECTION 18

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

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either petition for judicial review or 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.

its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.0 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:

PRIMARY IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
23 S	32 E	WM	18	NE SW		3.7
23 S	32 E	WM	18	SW SW	4	18.3
23 S	32 E	WM	18	SE SW		10.0
23 S	32 E	WM	18	NE SE		10.7
23 S	32 E	WM	18	NW SE		10.4
23 S	32 E	WM	18	SW SE		40.0
23 S	32 E	WM	18	SE SE		40.0
Total						133.1

SUPPLEMENTAL IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	GLot	Acres
23 S	32 E	WM	18	SW SW	4	11.2
23 S	32 E	WM	18	SE SW		30.0
Total						41.2

When required by the Department, the water user shall install an in-line flow meter or other suitable device for measuring and recording the quantity of water used. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

The right to the use of the water for the above purpose is restricted to beneficial use on place of use described, and is subject to all other conditions and limitations contained in the right confirmed at Volume 9, Page 147 and any related decree.

This certificate is issued to describe the right modified by provisions of an order of the Water Resources Director entered SEP 09 2022 and recorded at Special Order Volume 125, Pages 677 & 678, approving a partial diminution of the right evidenced by Certificate 89215, State Record of Water Right Certificates. This certificate supersedes Certificate 89215.

Dated in Salem, Oregon on SEP 09 2022



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