

STATE OF OREGON
COUNTY OF GRANT
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

EDWARD ANDERSEN
MARY ANDERSEN
50233 HWY 402
MONUMENT OR 97864

DANIEL EMERSON
PO BOX 291
MONUMENT OR 97864

TODD HOODENPYL
KELLY HOODENPYL
50339 HWY 402
MONUMENT OR 97864

confirms the right to the use of water perfected under the terms of Permit S-6686. 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: COTTONWOOD CREEK, A TRIBUTARY OF NORTH FORK JOHN DAY RIVER

PURPOSE OR USE: IRRIGATION USE 14.0 ACRES

MAXIMUM RATE: 0.21 CUBIC FOOT PER SECOND

DATE OF PRIORITY: MARCH 12, 1925

The points of diversion are located as follows:

Twtp	Rng	Mer	Sec	Q-Q	Measured Distances	Tax Lot/ User
9 S	28 E	WM	18	NE SW	POD #3 - 3830 FEET SOUTH AND 1250 FEET WEST FROM N1/4 CORNER, SECTION 18	300 (Andersen) 400 (Emerson)
9 S	28 E	WM	18	SE NW	POD # 2 - 2090 FEET SOUTH AND 1160 FEET WEST FROM N1/4 CORNER, SECTION 18	1201 (Hoodenpyl)

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-EIGHTIETH of one cubic foot per second per acre, or its equivalent in case of rotation.

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	Tax Lot/User	Acres
9 S	27 E	WM	12	SE NE	300 (Andersen)	0.7
9 S	27 E	WM	12	SE NE	400 (Emerson)	2.3
9 S	28 E	WM	7	NW SW	1201 (Hoodenpyl)	11.0

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

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
9 S	28 E	WM	18	NE SW	CARRIS DITCH
9 S	28 E	WM	18	SE NW	ROBERTSON DITCH – 1450 FEET SOUTH AND 1450 FEET EAST FROM NW CORNER, SECTION 18

The water user shall maintain the totalizing flow meter, or other suitable measuring device, as approved by the Director, in good working order. The water user shall allow the Watermaster access to the meter or measuring devices; provided however, where the meter or measuring devices are located within the private structure, the Watermaster shall request access upon reasonable notice.

The water user shall maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted.

The water user shall not construct, operate, or maintain any dam or artificial obstruction to fish passage without obtaining approval from Oregon Department of Fish and Wildlife (ODFW).

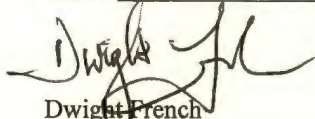
The water user shall maintain and operate fish screening consistent with current ODFW standards. Fish screening is to prevent fish from entering the diversion.

The right to the use of the water for any purpose is restricted to the lands or place of use herein described.

After the expiration of fifty years from the date of the certificate or on the expiration of any federal power license issued in connection with this right, and after not less than two years notice in writing the holder hereof, the State or Oregon, or any municipality thereof, shall have the right to take over the dams, plants and other structures and all appurtenances thereto which have been constructed for the purpose or devoting to beneficial use the water rights specified herein, upon conditions that before taking possession the State or municipality shall pay not to exceed the fair value of the property so taken, plus such reasonable damages, if any to valuable, serviceable and dependable property of the holder of the certificate, not taken over, as may be caused by the severance therefrom of the property taken in accordance with the provisions of section 5728, Oregon Law.

This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered February 6, 2018, at Special Order Volume 107, Page 599, approving Transfer Application T-11973, and together with Certificate 93579, supercedes Certificate 8419, State record of Water Right Certificates.

Issued **JUL 07 2023**



Dwight French
 Water Right Services Division Administrator, for
 Douglas E. Woodcock, Acting Director
 Oregon Water Resources Department