

STATE OF OREGON

COUNTY OF UNION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

FRED D. WALLENDER
65228 AIRPORT LANE
LA GRANDE OR 97850

confirms the right to the use of waters as limited and conditioned below. 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.

This right was confirmed by decree of the Circuit Court of the State of Oregon for Union County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 8, at Page 1.

SOURCE OF WATER: LADD CREEK AND CATHERINE CREEK

PURPOSE OR USE: IRRIGATION OF 125.0 ACRES

MAXIMUM RATE: 3.12 CUBIC FEET PER SECOND

DATE OF PRIORITY: 1868 AND 1870

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
3 S	38 E	WM	36	SE SE	LADD CREEK (ORIGINAL)
3 S	39 E	WM	29	NE SE	(ADDITIONAL) - 2591 FEET NORTH AND 505 FEET WEST FROM SE CORNER, SECTION 29
4 S	39 E	WM	3	SW NW	CATHERINE CREEK (ORIGINAL)

The amount of water to which such right is entitled, for purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 3.0 acre-feet per acre in any irrigation season.

A description of the place of use is as follows:

CATHERINE CREEK (1870)					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 S	39 E	WM	29	SW SE	25.0
3 S	39 E	WM	32	NW NE	20.0

LADD CREEK (1868)					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 S	39 E	WM	32	NE NW	40.0
3 S	39 E	WM	32	NW NW	40.0

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.

The quantity of water diverted at the new point of diversion, together with that diverted at the old point(s) of diversion, shall not exceed the quantity of water lawfully available at the original point of diversion.

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 at both the new point of diversion and authorized (original) point of diversion on both Ladd Creek and Catherine Creek. The type and plans of the headgate must be approved by the Watermaster prior to beginning construction and shall be installed under the general supervision of the Watermaster.

The water user shall report total flow figures when requested by the Watermaster. The Watermaster may operate the headgate and monitor the accuracy of the measuring device, as needed.

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

The water user shall maintain and operate a fish screen or fish-by-pass device.

Said right shall be subject to all other conditions and limitations contained in said decree.

The right to use water for the above purposes aforesaid is restricted to the lands or place of use herein described.

This certificate is issued to confirm an ADDITIONAL POINT OF DIVERSION approved by an order of the Water Resources Director entered May 20, 2003, at Special Order Volume 57, Page 634, approving Transfer Application T-8681, and together with Certificate 80229, supersedes Certificate 50403, State record of Water Right Certificates.

Issued NOV 17 2023



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