

STATE OF OREGON
COUNTY OF WHEELER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CHUCK SPAULDING
JEANNE SPAULDING
39541 HWY 19
FOSSIL OR 97830

confirms the right to the use of water perfected under the terms of Permit S-4297. 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 of diversion from the source. The specific limits and conditions of the use are listed below.

SOURCE OF WATER: SERVICE CREEK, A TRIBUTARY OF JOHN DAY RIVER

PURPOSE OR USE: IRRIGATION OF 2.0 ACRES

MAXIMUM RATE: 0.03 CUBIC FOOT PER SECOND

DATE OF PRIORITY: NOVEMBER 5, 1919

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
8 S	23 E	WM	31	SW SW	4	950 FEET NORTH AND 100 FEET EAST FROM SW CORNER, SECTION 31

The amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.03 cubic foot per second, or its equivalent in case of rotation. The use hereunder for irrigation shall conform to such reasonable rotation system as may ordered by the proper state officer.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
9 S	22 E	WM	1	NE SE	0.1
9 S	22 E	WM	1	SE SE	1.9

The quantity of water diverted at the new point of diversion shall not exceed the quantity of water lawfully available at the original point of diversion.

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.

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

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

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

Rights to the use of water for power purposes are limited to a period of forty years from the date of priority of the right, as herein set forth, subject to a preference rights of renewal under the laws existing at the date of the expiration of the right for power purposes, as hereby confirmed and limited.

This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered July 29, 2003, at Special Order Volume 57, Page 1163, approving Transfer Application T-9336, supersedes Certificate 3739, State record of Water Right Certificates.

Issued **DEC 29 2023**



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