

STATE OF OREGON

COUNTY OF CROOK

ORDER APPROVING ADDITIONAL POINTS OF DIVERSION

Pursuant to ORS 540.510 to 540.530, after notice was given and no objections were filed, and finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, TRANSFER 6192 submitted by

MERRILL L. NASH
HC 67 BOX 100
PRINEVILLE, OREGON 97754.

The first right to be modified was confirmed by decree of the Circuit Court of the State of Oregon for CROOK County as evidenced by a PORTION of Certificate 52523. The decree is recorded in the Order Record of the Water Resources Director in Volume 1, at Page 449. The date of priority is 1891.

The right allows the use of the waters of CROOKED RIVER, a tributary of the DESCHUTES RIVER, for IRRIGATION OF 104.8 ACRES, AND STOCK USE. This right is limited to 1.75 cubic foot per second, if available at the original point of diversion: SW $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 1, T 16 S, R 15 E, WM; STEARNS DAM - 100 FEET NORTH AND 1500 FEET WEST FROM THE SE CORNER OF SECTION 1, or its equivalent in case of rotation, measured at the point of diversion from the source.

The authorized points of diversion are located as follows:

SW $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 1, T 16 S, R 15 E, WM; STEARNS DAM - 100 FEET NORTH AND 1500 FEET WEST FROM THE SE CORNER OF SECTION 1; SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 36, T 15 S, R 16 E, WM; 9 - 5260 FEET SOUTH AND 1960 FEET WEST; 10 - 1550 FEET SOUTH AND 40 FEET WEST, BOTH FROM THE NE CORNER OF SECTION 36.

The amount of water used for irrigation under this right is limited to a diversion of ONE-SIXTIETH of one cubic foot per second (or its equivalent) and 6.0 acre-feet for each acre irrigated during the irrigation season of each year.

The authorized place of use is located as follows:

NE $\frac{1}{4}$ NE $\frac{1}{4}$	32.0 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$	8.2 ACRES
SECTION 36	
TOWNSHIP 15 SOUTH, RANGE 15 EAST, W.M.	
NE $\frac{1}{4}$ NW $\frac{1}{4}$	0.1 ACRE
NW $\frac{1}{4}$ NW $\frac{1}{4}$	2.1 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$	0.5 ACRE
SW $\frac{1}{4}$ NW $\frac{1}{4}$	25.0 ACRES
NW $\frac{1}{4}$ SW $\frac{1}{4}$	9.0 ACRES
SW $\frac{1}{4}$ SW $\frac{1}{4}$	12.2 ACRES
SECTION 30	

LOT 1 (NW $\frac{1}{4}$ NW $\frac{1}{4}$) 15.2 ACRES
 LOT 2 (SW $\frac{1}{4}$ NW $\frac{1}{4}$) 0.5 ACRE
 SECTION 31
 TOWNSHIP 15 SOUTH, RANGE 16 EAST, W.M.

 SW $\frac{1}{4}$ SE $\frac{1}{4}$ 5.6 ACRES
 SE $\frac{1}{4}$ SE $\frac{1}{4}$ 38.0 ACRES
 SECTION 25

 NE $\frac{1}{4}$ NE $\frac{1}{4}$ 32.0 ACRES
 SE $\frac{1}{4}$ NE $\frac{1}{4}$ 8.2 ACRES
 SECTION 36
 TOWNSHIP 15 SOUTH, RANGE 15 EAST, W.M.

LOT 1 (NW $\frac{1}{4}$ NW $\frac{1}{4}$) 1.6 ACRES
 LOT 2 (SW $\frac{1}{4}$ NW $\frac{1}{4}$) 16.1 ACRES
 NE $\frac{1}{4}$ NW $\frac{1}{4}$ 0.1 ACRE
 SECTION 30
 TOWNSHIP 15 SOUTH, RANGE 16 EAST, W.M.

The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described and is subject to all other conditions and limitations contained in the decree.

The applicant proposes to add points of diversion to:

SW $\frac{1}{4}$ NW $\frac{1}{4}$, LOT 4 (SW $\frac{1}{4}$ SW $\frac{1}{4}$) SECTION 30, T 15 S, R 16 E, WM; DIRECT DIVERSION 11 - 2540 FEET SOUTH AND 880 FEET EAST FROM THE NW CORNER OF SECTION 30; A - 5292 FEET NORTH AND 720 FEET EAST FROM THE SW CORNER OF SECTION 31.

THESE CHANGES TO EXISTING WATER RIGHTS MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. The proposed changes shall be completed on or before October 1, 1994.
2. The quantity of water diverted at the new points of diversion, together with that diverted at the old diversions, shall not exceed the quantity of water available at the original points of diversion.
3. When required by the Department, the water user shall install and maintain headgates, in-line flow meters, weirs, or other suitable devices for measuring and recording the quantity of water diverted. The type and plans of the headgates and measuring devices must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

Certificates 52523, 51560, and 57614 are cancelled. New certificates will be issued to confirm those portions of the rights NOT involved in this transfer. When satisfactory proof of the completed changes is received, new certificates confirming these water rights will be issued.

WITNESS the signature of the Water Resources Director,
affixed August 26, 1993.

M. O. Pagel
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for Martha O. Pagel