

**BEFORE THE WATER RESOURCES DEPARTMENT
FOR THE
STATE OF OREGON**

Order of Proper Proof of Changes in)
Place of Use Under Transfer T-5653) Final Order

THIS ORDER ISSUED TO:

HENRY BIRD
86062 BIRD LANE
JOSEPH OR 97846

This order confirms the right of record to use the waters of BIG SHEEP CREEK, LITTLE SHEEP CREEK AND STREAMS AND SPRINGS CROSSED BY LINE OF SHEEP CREEK DITCH, FOR IRRIGATION of 29.0 ACRES.

This right was confirmed by decree of the Circuit Court of the State of Oregon for WALLOWA County. The decree is of record at Salem, in the Order Record of the Water Resources Director in Volume 10, at Page 330. This portion of said decree confirmed the right to the use of water as applied for under Application S-6653, Permit S-5335. The date of priority is 1919.

The amount of water to which such right is entitled, for the purposes of said, is limited to an amount actually beneficially used for said purposes and shall not exceed ONE-FORTIETH cubic foot per second per acre of land irrigated prior to July 31 of each year and not to exceed ONE-EIGHTIETH cubic foot per second per acre irrigated for the remainder of the irrigation season.

The points of diversion are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
4 S	46 E	WM	9	NW NW	LITTLE SHEEP CREEK – 70 FEET SOUTH AND 90 FEET EAST FROM NW CORNER, SECTION 9
4 S	46 E	WM	32	NE SE	BIG SHEEP CREEK – 2430 FEET NORTH AND 700 FEET WEST FROM SE CORNER, SECTION 32

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	ACRES
3 S	46 E	WM	5	NE NW	3	14.6
3 S	46 E	WM	5	SE NW	6	14.4

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.

When in the judgment of the Watermaster it becomes necessary to install headgates and measuring devices:

That the diversion works shall include an in-line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled;

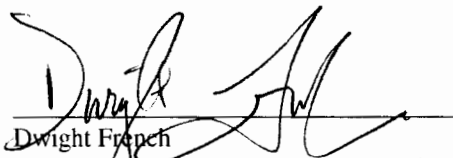
That the type and plans of the measuring device be approved by the watermaster before the beginning of construction work and that the weir or measuring device be installed under general supervision of said watermaster.

The right to the use of the water of 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 said decree.

This order is issued to confirm a change in PLACE OF USE approved by an order of the Water Resources Director entered AUGUST 5, 1985, at Special Order Volume 39, Page 283, approving Transfer Application 5653, affecting a portion of Certificate 9397, State Record of Water Right Certificates.

The Department will issue a superseding certificate describing the right when it determines that it is necessary for record keeping.

Issued MAY 08 2015 .



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