



State of Oregon
 Water Resources Department
 725 Summer Street NE, Suite A
 Salem, Oregon 97301-1266
 (503) 986-0900

Additional Water Right Form Standard Application for Instream Lease

A summary of review criteria and procedures that are generally applicable to these applications is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml.

~I~ Water Right Holder and Water Right Information

Section 1.5 continued from Standard Application for Instream Lease.

Subject Water Rights. Lessor proposes to lease the water rights listed in 1.3.

The right(s) to be leased are further described as follows:

Certificate No.: 82406

Priority date: Aug. 31, 1927 Type of use: Irrigation

Legal Season of Use (if not listed on the certificate): April 1 through September 30

Is the entire water right certificate being leased? ☒ Yes ☐ No

If no, list the acres to be leased by legal description of township, range, section, and ¼ ¼, which will be dried up as part of this lease. Include a map (Attachment 3) showing the lands that will not receive water.

Place of use: T ____ S, R ____ E, Section ____, ____ ¼ ____ ¼ - ____ acres to be leased

Enter additional places of use here, using format above:

Page ____ (Identify page number of certificate, if certificate is greater than 10 pages.)

Number of acres, if for irrigation: 9.8

Acre-feet of storage, if applicable: n/a

Rate associated with leased rights (cfs): 0.12

(Use additional lines if there is more than one rate associated with the water right.)

Duty associated with leased rights (AF): 39.2

(Use additional lines if there is more than one duty associated with the water right.)

Conditions or other limitations, if any: _____

RECEIVED

APR 09 2008

WATER RESOURCES DEPT
 SALEM OREGON

~II~ Instream Water Right Information

Section 2.2 continued from Standard Application for Short-Term Instream Lease.

Instream use created by lease. The instream use to be created is described as follows:

Vinegar Creek

Tributary to Middle Fork in the John Day Basin.

Describe the point of diversion (POD) and any associated reach(es) of the instream use being created. If possible list the reach by river mile. If no reach is identified, and there is only one POD listed on the certificate, the lease may be processed to be protected at the POD. (If more than one POD is listed on the certificate, then the POD and any associated reach(es) must be identified):
Reach will be from the POD as described on the Certificate as NW 1/4 NW 1/4, Sec. 20, T.11S., R.35E., W.M.; 1050 feet South and 600 feet East From the NW Corner, Sec. 20; to the mouth of Vinegar Creek.

Maximum volume in acre-feet: 39.2

Rate in cfs: 0.12

(Use the section below to indicate a more restrictive period of use than allowed by the water right.)

Conditions to prevent injury, if any:

- ☐ None
- ☒ The instream flow will be allocated on a daily average basis up to the described rate from
April 20 through September 30.
- ☐ Other (describe): _____

RECEIVED

APR 09 2008

**WATER RESOURCES DEPT
SALEM OREGON**

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either petition for judicial review or 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.

STATE OF OREGON

COUNTY OF GRANT

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

JOHN FORREST
HCR 77
PRAIRIE CITY, OREGON 98769

RECEIVED

APR 09 2008

WATER RESOURCES DEPT
SALEM OREGON

confirms the right to use the waters of VINEGAR CREEK, a tributary of the MIDDLE FORK JOHN DAY RIVER, for IRRIGATION OF 9.8 ACRES.

This right was perfected under Permit 8341. The date of priority is AUGUST 31, 1927. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.12 CUBIC FOOT PER SECOND (CFS), or its equivalent in case of rotation, measured at the point of diversion from the source. The quantity of water diverted at the new point of diversion shall not exceed the quantity of water available at the old point of diversion under the subject right, and shall not exceed 0.12 CFS.

The point of diversion is located as follows:

NW 1/4 NW 1/4, SECTION 20, T 11 S, R 35 E, W.M.; 1050 FEET SOUTH AND 600 FEET EAST FROM THE NW CORNER, SECTION 20.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent in case of rotation.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

T-5888.JWG

Certificate Number 82406

A description of the place of use to which this right is appurtenant is as follows:

SE 1/4 NE 1/4 3.4 ACRES
SECTION 19

SW 1/4 NW 1/4 6.4 ACRES
SECTION 20
TOWNSHIP 11 SOUTH, RANGE 35 EAST, W.M.

When in the judgement of the Watermaster it becomes necessary to install headgates and measuring devices, the diversion works shall include a headgate and an in-line flow meter, a weir, or other suitable device for measuring the water to which the applicant is entitled and the type and plans of the measuring device be approved by the Watermaster before the beginning of construction work and the weir or measuring device be installed under the general supervision of the Watermaster.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

This certificate is issued to confirm a change in POINT OF DIVERSION AND PLACE OF USE approved by an order of the Water Resources Director entered on February 17, 1987, and supersedes Certificate 7649, State Record of Water Right Certificates.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

WITNESS the signature of the Water Resources Director,

affixed OCT 06 2006.


Phillip G. Ward, Director
Oregon Water Resources Department

RECEIVED
APR 09 2008
WATER RESOURCES DEPT
SALEM OREGON

Recorded in State Record of Water Right Certificates numbered 82406.