

STATE OF OREGON
COUNTY OF GRANT
CERTIFICATE OF WATER RIGHT

This Is to Certify, That EDWARD E. KILBY

of **Kimberly** , State of **Oregon** , has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of **North Fork John Day River**

a tributary of **John Day River** for the purpose of irrigation of **15.2 acres**

under Permit No. **29440** of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from **March 9, 1964**

that 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 **0.38 cubic foot per second**

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the **SW $\frac{1}{4}$ SE $\frac{1}{4}$** , Section 17, T. 9 S., R. 26 E., W. M. Diversion point located: **460 feet North and 6830 feet West from the SE Corner, Section 16.**

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to **one-fortieth** of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed **5 acre feet per acre** for each acre irrigated during the irrigation season of each year; provided further that the right to use of water is limited to the period when the flow of the John Day River is more than **30 c.f.s.** at USGS Gage No. **14-0465** and more than **20 c.f.s.** at USGS Gage No. **14-0480**,

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

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

**15.2 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 17
T. 9 S., R. 26 E., W. M.**

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

WITNESS the signature of the State Engineer, affixed

this date. **June 16, 1970**

CHRIS L. WHEELER

.....
State Engineer

Recorded in State Record of Water Right Certificates, Volume **28** , page **36754**

STATE OF OREGON
COUNTY OF GRANT
CERTIFICATE OF WATER RIGHT

This Is to Certify, That **CYRUS L. GOODWIN**

of **Star Route, Kimberly** State of **Oregon**, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of **North Fork John Day River**

a tributary of **John Day River** for the purpose of **irrigation of 8.9 acres**

under Permit No. **35469** of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from **August 4, 1970**

that 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 **0.22 cubic foot per second**

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the **SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 17, T. 9 S., R. 26 E., W. M., 540 feet North and 1120 feet West from NE Corner, Section 20.**

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to **one-fortieth** of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed **5 acre feet per acre** for each acre irrigated during the irrigation season of each year;

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

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

**8.0 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$
Section 20**

**0.9 acre NW $\frac{1}{4}$ NW $\frac{1}{4}$
Section 21
T. 9 S., R. 26 E., W. M.**

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

WITNESS the signature of the State Engineer, affixed

this date. **June 12, 1974**

.....**Chris L. Wheeler**.....
State Engineer

STATE OF OREGON

COUNTY OF GRANT

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CLYDE AND PATRICIA JONES
 PO BOX 202
 KIMBERLY OR 97848

confirms the right to use the waters of NORTH FORK JOHN DAY RIVER, a tributary of JOHN DAY RIVER, for IRRIGATION of 20.0 ACRES.

This right was perfected under Permit S-47669. The date of priority is JUNE 30, 1983. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.5 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the point of diversion.

The points of diversion (POD) are located as follows:

POD	Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
2	9 S	26 E	WM	17	SW SE	540 FEET NORTH & 1820 FEET WEST FROM SE CORNER, SECTION 17
1	9 S	26 E	WM	17	SE SE	540 FEET NORTH & 1120 FEET WEST FROM SE CORNER, SECTION 17

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-FORTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 5.0 acre-feet per acre for each acre irrigated during the irrigation season of each year. 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.

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


IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
9 S	26 E	WM	17	SW SE			2.5
9 S	26 E	WM	17	SE SE			14.0
9 S	26 E	WM	20	NE NE			3.5

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 183.484. 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. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

This use may be regulated if analysis of data available discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of this right or as those quantities may be subsequently reduced.

WITNESS the signature of the Water Resources Director, affixed June 30, 2006.


Phillip C. Ward, Director
Water Resources Department

