

STATE OF OREGON
COUNTY OF HOOD RIVER
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

STEPHEN R. McCARTHY
1646 NW 32ND
PORTLAND, OR 97210

confirms the right to store the waters of EVANS CREEK, CLEAR CREEK A SPRING AND A WELL, tributaries of MIDDLE FORK HOOD RIVER, in AN UNNAMED RESERVOIR, for FIRE PROTECTION, WILDLIFE, RECREATION AND AESTHETICS.

The right to store these waters was perfected under Reservoir Permit R-12126. The date of priority is MAY 1, 1996. The amount of water entitled to be stored each year under this right is not more than 1.0 acre-foot. **The appropriation of water for storage is limited to the period of November 1 through March 31 of each year.**

The reservoir is located as follows:

NE 1/4 SE 1/4
SECTION 24
TOWNSHIP 1 SOUTH, RANGE 9 EAST, W.M.

Measurement, recording and reporting conditions:

- A. The Director may require the water user to install a meter or other suitable measuring device as approved by the Director. If the Director notifies the water user to install a meter or other measuring device, the water user shall install such device within the period stated in the notice. Such installation period shall not be less than 90 days unless special circumstances warrant a shorter installation period. Once installed, the water user shall maintain the meter or measuring device in good working order and shall allow the watermaster access to the meter or measuring device. The Director may provide an opportunity for the water user to submit alternative measuring procedures for review and approval.
- B. The Director may require the water user to keep and maintain a record of the amount (volume) of water used and may require the water user to report water use on a periodic schedule as established by the Director. In addition, the Director may require the water user to report general water use information, the periods of water use and the place and nature of use of water under the right. The Director may provide an opportunity for the water user to submit alternative reporting procedures for review and approval.

The water user may be required in the future to install, maintain, and operate fish screening and by-pass devices as required by the Oregon Department of Fish and Wildlife to prevent fish from entering the diversions.

The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe, or the provision of other means to evacuate water when determined necessary by the Water Resources Director to satisfy prior downstream rights.

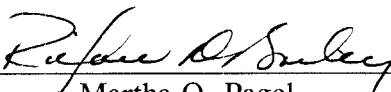
THIS CERTIFICATE IS ISSUED TO CORRECTLY DESCRIBE THE PERIOD WATER MAY BE APPROPRIATED FOR STORAGE AND SUPERSEDES CERTIFICATE 76103.

Failure to comply with any of the provisions of this right may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the right.

The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

The right to store and use the water for the above purpose is restricted to beneficial use at the place of use described.

WITNESS the signature of the Water Resources Director, affixed JUNE 18, 1999.



Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 76232.