

STATE OF OREGON

COUNTY OF CURRY

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

RAINBOW ROCK SERVICE ASSOC.

17744 HWY 101 N, #100

(503) 243-2836

BROOKINGS, OREGON 97415

CONFIRMING THE RIGHT TO USE WATER PERFECTED UNDER THE TERMS OF PERMIT R-11933.

APPLICATION FILE NUMBER: R-80754

SOURCE OF WATER: AN UNNAMED STREAM IN A RESERVOIR APPROPRIATED UNDER PERMIT NUMBER 53725, A TRIBUTARY OF PACIFIC OCEAN WITHIN THE SOUTH COAST BASIN

STORAGE FACILITY: ONE UNNAMED RESERVOIR

PURPOSE OR USE OF THE STORED WATER: GROUP DOMESTIC FOR 60 HOUSEHOLDS INCLUDING THE IRRIGATION OF LAWN OR NONCOMMERCIAL GARDEN NOT TO EXCEED ONE-HALF ACRE IN AREA FOR EACH CONDOMINIUM

VOLUME: 0.195 ACRE-FEET EACH YEAR

PERIOD OF ALLOWED USE: WATER MAY BE APPROPRIATED FOR STORAGE YEAR ROUND

DATE OF PRIORITY: DECEMBER 20, 1995

DAM LOCATION: LOT 3 (SW 1/4 NE 1/4), SECTION 26, TOWNSHIP 40 SOUTH, RANGE 14 WEST, W.M.

THE AREA TO BE SUBMERGED BY THE RESERVOIR IS LOCATED AS FOLLOWS:

LOT 3 (SW 1/4 NE 1/4)  
SECTION 26  
TOWNSHIP 40 SOUTH, RANGE 14 WEST, 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.

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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 permit. 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 proposed diversion.

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.

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.

This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged and-use plan.

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 Director finds the use(s) of water described by this right, as conditioned, will not impair or be detrimental to the public interest.

WITNESS the signature of the Water Resources Director, affixed March 1, 2002.

  
Paul R. Cleary

Recorded in State Record of Water Right Certificates Number 79232.

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