

STATE OF OREGON
COUNTY OF Josephine

CERTIFICATE OF WATER RIGHT (HB - 2153)

THIS CERTIFICATE ISSUED TO

U.S. BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

confirms the right to store the waters of AN UNNAMED STREAM, a tributary of JENNY CREEK, AN UNNAMED STREAM AND AN UNNAMED SPRING, tributaries of LONG GULCH CREEK, AN UNNAMED SPRING AND MISSOURI CREEK, tributaries of ROGUE RIVER, AN UNNAMED SPRING, a tributary of BIG WINDY CREEK, AN UNNAMED SPRING, a tributary of JULIE CREEK, SOUR GRASS CREEK, a tributary of NORTH FORK SILVER CREEK, AND AN UNNAMED SPRING, a tributary of NORTH FORK GALICE CREEK, IN NINE RESERVOIRS for WILDLIFE, FIRE PROTECTION AND ROAD OPERATIONS.

The right to store and use these waters was perfected under Reservoir Application R-78688. The date of priority is January 1, 1993. The amount of water entitled to be stored and used each year under this right is not more than 1.577 ACRE-FEET (AF), BEING 0.20 AF MISSOURI LINE (RES 1), 0.006 AF LONG GULCH PMP (RES 2), 0.28 AF LONG GULCH (RES 3), 0.15 AF WAY OUT SADDLE (RES 4), 0.001 AF MISSOURI CR PMP (RES 5), 0.35 AF COUNTY LINE (RES 6), 0.33 AF JULIE CR (RES 7), 0.05 AF SOUR GRASS (RES 8) AND 0.21 AF HANSEN SADDLE (RES 9).

Located as follows:

- 1 - NE 1/4 NE 1/4 SECTION 29, TOWNSHIP 33 SOUTH, RANGE 9 WEST, W.M.
- 2 - SW 1/4 SW 1/4 SECTION 14, TOWNSHIP 33 SOUTH, RANGE 10 WEST, W.M.
- 3 - SW 1/4 NE 1/4 SECTION 15, TOWNSHIP 33 SOUTH, RANGE 10 WEST, W.M.
- 4 - NW 1/4 SE 1/4 SECTION 22, TOWNSHIP 33 SOUTH, RANGE 10 WEST, W.M.
- 5 - SE 1/4 SE 1/4 SECTION 36, TOWNSHIP 33 SOUTH, RANGE 10 WEST, W.M.
- 6 - NW 1/4 NE 1/4 SECTION 7, TOWNSHIP 34 SOUTH, RANGE 9 WEST, W.M.
- 7 - NE 1/4 SE 1/4 SECTION 34, TOWNSHIP 34 SOUTH, RANGE 9 WEST, W.M.
- 8 - SW 1/4 NW 1/4 SECTION 2, TOWNSHIP 35 SOUTH, RANGE 9 WEST, W.M.
- 9 - SE 1/4 SE 1/4 SECTION 12, TOWNSHIP 35 SOUTH, RANGE 9 WEST, W.M.

ORS 498.351 and ORS 509.605 through 509.625 provides that no person shall construct an artificial obstruction across a waterway in which anadromous, game or food fish exist unless that person provides a fishway deemed adequate by the Oregon Department of Fish and Wildlife (ODFW). If the subject pond is in-channel and fish are present, the certificate holder is directed to contact the ODFW Fish Passage Program Coordinator, P.O. Box 59, Portland, OR. 97207. If fish presence is in question, the certificate holder should contact the nearest ODFW Fish District office for a determination.

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within the 60 days of the date of service.


If water is to be diverted from an in-channel pond where fish are present, the certificate holder shall install, maintain and operate fish screening and by-pass devices as required by ORS 498.306 through ORS 498.346 and approved by ODFW. Contact the ODFW Fish Screening Program Coordinator, P.O. Box 59, Portland, OR. 97207. If fish presence is in question, the certificate holder should contact the nearest ODFW Fish District office for a determination.

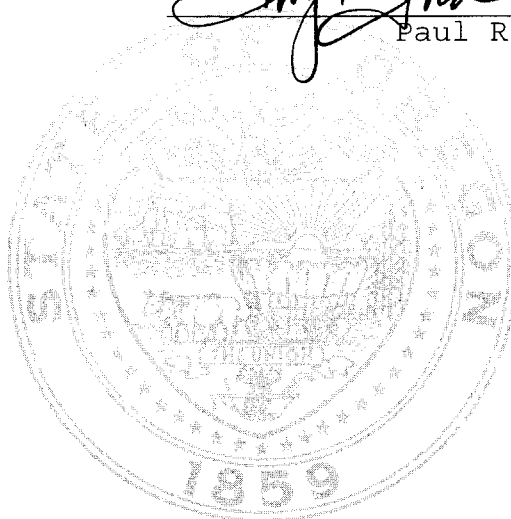
The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe, with a minimum diameter of 8", or the provision of other means to evacuate water when determined necessary for public safety or to satisfy prior downstream rights as determined by the Water Resources Director.

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

THIS CERTIFICATE IS ISSUED TO CORRECTLY DESCRIBE THE SOURCES OF WATER AND LOCATION OF RESERVOIRS AND SUPERSEDES CERTIFICATE 76905.

WITNESS the signature of the Water Resources Director, affixed October 3, 2002.


Paul R. Cleary



Recorded in State Record of Water Right Certificates Number 79669.

R-78688COR