

STATE OF OREGON

COUNTY OF LANE

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

MICHELE BO VICTOR  
47964 MCKENZIE HIGHWAY  
VIDA, OREGON 97488

confirms the right to use the waters of BEAR CREEK, a tributary of the McKENZIE RIVER, for DOMESTIC USE FOR ONE FAMILY.

This right was perfected under Permit S-8525. The date of priority is JUNE 11, 1928. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.01 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the original point of diversion located SW¼ NW¼, Section 32, T 16 S, R 3 E, W.M..

The authorized point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
16 S	3 E	WM	32	SW NW	772 FEET SOUTH AND 279 FEET WEST FROM NW CORNER OF NW SW, SECTION 32.

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

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

DOMESTIC				
Twp	Rng	Mer	Sec	Q-Q
16 S	3 E	WM	32	NW SW

This certificate is issued to confirm an historic change in point of diversion approved by an order of the Water Resources Director entered 4-25-05, approving Transfer Application 9530 and supersedes Certificate 65062, 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.

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 must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-080 and OAR 690-01-005 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.

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 and is subject to the following additional conditions:

1. When required by the Department, the water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

2. Prior to October 1, 2006, the water user shall install and maintain a fish screen or fish by-pass device. The type and plans of the screen or by-pass device must be approved by the Oregon Department of Fish and Wildlife prior to beginning of construction and shall be installed under the supervision of the Department of Fish and Wildlife.

WITNESS the signature of the Water Resources Director, affixed April 25, 2005.

  
Phillip C. Ward, Director  
for